NOTES

MYSORE GOVERNMENT SECRETARIAT

File No. MD 33 [illegible]

Department of .....

Section .....

Subject :

References :

Date	To whom sent	Notes and instructions

GOVERNMENT OF MYSORE

Mysore Government Secretariat

No. LAW 9 LGN 66

Bangalore, dated 12th April 1966.

OFFICIAL MEMORANDUM

No. 496.
13 APR 1966

Subject:- The Mysore Irrigation (Levy of Betterment Contribution and Water Rate) (Amendment) Bill, 1966.

The Mysore Irrigation (Levy of Betterment Contribution and Water Rate) (Amendment) Bill, 1966, received the assent of the Governor on the Twelfth day of April, 1966. It is being published as Mysore Act No.13 of 1966 in Part IV-Section 2B of the Mysore Gazette dated 21st April 1966.

For information.

K.N. Gundappa 13/4

(K.N. Gundappa)
Under Secretary to Government,
Law Department.

Public Works Department.

ISSUED
Dated 13.4.66

Note Continuation Sheet

Subject.....Mysore Irrigation (Betterment Contribution) Rules 1965 — amendments — File No. PWD 33 CBS 66 Part II

Reference and markings	Notes and Orders	Para Numbers

The L.D. have intimated that the Mysore Irrigation (Levy of Betterment Contribution & Water Rate)(Amendment) Bill, 1966, after having received the assent of ~~Government of~~ Governor of Mysore is being published as Mysore Act No.13 of 1966 in Part IV - Section 2(B) of the Mysore Gazette dated the 21st April 1966. 5

Copy placed at page 2 C/F

A copy of the above letter has already been forwarded to C.E.s, Divisional Commissioners, S.Es., D.Cs,, E.Es., for their information. 6

page 17 C/F

As per orders of D.S.(I) that the Rules ~~the~~ under should be put up immediately a draft Notification modifying the Betterment Contribution Rules based on the above Amendment is placed at Page 15-17 C/F for perusal. This may be got scrutinised by the Law Department in the first instance. 7

Done Sankar

21/4/66 DS) 21/4 8

Pl get the draft notification typed incorporating all the Corrections and put up 9

3/5/66

Subject with a typed draft notification for perusal. This may be got scrutinised by the Law Dept. 10

12/5/66 DS(I)

Receipt from the Secretariat

A Copy of the Betterment Contribution Rules 1961 is placed below for Secretary's reference

28/4 (typing pool) 4/5

DD/CBS. 25/5

Stitching space

Note Continuation Sheet

Subject: Re Mysore Irrigation (Betterment Contribution Rules) 1965 - amendment — File No PWD 33 CBS 65 Part III

WD 014899—GPB—8,00,000—11-5-65

Reference and markings	Notes and Orders	Para Numbers

11. The memorandum of the Law Department dated 13th April (vide para 1 of the case note) may please be seen. The Mysore Act No.13 of 1966 has been published in the Mysore Gazette dated 21st April 1966. The amendment to the Act may please be seen at pages 2-B of the case file.

12. Consequent on the amendments to the Betterment Contribution and Water Rate Act the rules framed thereunder vide pages B-14 ante have also to be amended wherever necessary. Hence the amendment to the Rules as proposed are placed at pages 15-47 of the case file, which may please be perused. Law Department may see and advise before the draft is published calling for objections.

12/5/66

(M.CHANNAPPA)
DY.SECRETARY TO GOVT.
P.W.D. (IRRIGATION)

SECRETARY TO GOVERNMENT
No. PWS 32 BS
Date 16 MAY 1966
PUBLIC WORKS & ELEC. DEPT.

SECY.PW&E.DEPT.
LAW DEPARTMENT.

I would like to see the Rules to which amendment is proposed. (A copy of the rules should have been placed on the file) for. also discuss

D3(1) 18/5

19/5 Discussed the draft ammendments to the rules to be finalised

(4

Continuation Sheet

Subject.....

File No. RD 33(81586 Pt III

References and markings	Notes and Orders	Para Numbers
	Receipt no 632 from U.S.E. Stale-mate Circle —	
(3) R 14(a) & C-7	The letter (4) U.S.E. Stale-mate Circle —	(14
	suggesting Amendments to Rule 3 of the Bhumi Lekha Cess (Levy of Betterment Contribution) Rules 1964 may kindly be perused.	
	The proposal made by them appears to be reasonable.	
	Necessary amendments in the draft proposed have been incorporated which may kindly be approved & the file marked to Law Deptt.	(15
M discuss to-day 29/6	In favour of circulating & early Re Cutn. 27/6/66 D/S(9)	

16. For perusal of paras 11-13 of the case note. The Betterment Levy Act of 1957 as amended by Act No.64 may please be seen vide Flag 'T' of the file placed below. The amended Act of 1966 as per para (1) of the case note may please be seen vide Flags 'S' of the case file.

17. Consequent on the publication of the Act No.13 of 1966 the rules framed thereunder vide pages 8-14 of the case file have now to be suitably amended to be in accordance with the original act, (vide Flag 'S'). Hence the draft of amendments to the rules as proposed now and placed at pages 15-19 of the case file

Copy of the Act & Rules placed below

5)

Note Continuation Sheet

Subject ... Mysore Irrigation (Levy of Betterment Contribution and Water Rates) Act, 1965 — Amendments —

File No. PWD 334 Bwl 66 III

WD 814838—GPB—6,00,000—17-6-66

References and markings	Notes and Orders	Para Numbers

may please be perused. L.D. may scrutinise the draft notification proposed to be published in the Gazette calling for objections.

11/7/66

(M.Channappa)
Dy.Secretary to Govt.
P.W.D.(I)

JT.SECY.PW&E.
SECY.PW&E.
LAW DEPTT.

JOINT SECRETARY TO GOVT. No 3100 12 JUL 1966

SECRETARY TO GOVERNMENT No PWS 41 PO Dat 26 JUL 1966 PUBLIC WORKS & ELEC. DEPT.

pl. discuss today 18

Ch
20/7

D3(1)

Discussed with the Joint Secretary and the Deputy Secretary (Irrigation). The amendments to the Mysore Irrigation (levy of Betterment Contribution and Water Rate) Act, 1966 (Mysore Act No. 13 of 1966) has necessitated amendments to the rules framed thereunder. A draft of the amendment to the rules is placed at pages 15 to 19/c.f. Revenue Department may kindly see for remarks if any. 19

In the forms attached to the original rules, one of the columns refers to the " class of lands". This was found necessary as the rate of Betterment contribution according to the orriginal Act had to be vary according to the classification of lands and the crop patterns. According to the present decision of the amended Act, the Betterment contribution has to be 20

Stitching space

P6

Note Continuation Sheet

Subject The Mysore Irrigation Rates and Contribution Rules 1965 - Amendments File No. PWD 334 LBW 64 Pt

Reference and markings	Notes and Orders	Para Numbers

assessed with reference to the appreciation in the value of the land as a result of the construction of an irrigation work ~~well~~ bar — fitting the said land without having any reference to the classification of land or crops that would be grown in the lands. Therefore, it may not be necessary to have the column ~~referring~~ relating to the class of lands. The Revenue department may kindly examine this aspect specifically and advise whether the said column namely "class of lands" be deleted.

A

Chandappa
29/7

CHANDAPPA PATEL,
Secy. to P.W.D. & Electy. Dept.

Secretary, R.D.)

V. Urgent

The question of classification of land may not be considered when it comes under an irrigation work. So, the column viz, "class of lands" in the forms is not necessary and the said column may be deleted, as the entire area under an irrigation project will have to be considered as one and the same class. 21

This may now be returned to P.W.D. with these remarks. 22

For orders.

W 4/8/66 Land Reforms Secy may offer their remarks, if any. 23

5/8/66

Section 2 (A)(32) read with — 24

Stitching space

MYSORE GOVT. SECRETARIAT No 137/LA 1966 Sec 6/8

14190.

Note Continuation Sheet

Subject Mysore Irrigation (Levy of Betterment Contribution) (Amendment) Rules

File No. Fin D 33 LRS 64 III

WD 914899—GPB—8,00,000—11-8-65

References and Orders	Notes and Orders	Para Numbers
	Contd	

MYSORE GOVT. SECRETARIAT REVENUE DEPT. (LAND REFORMS) Rec. 137/LR. - 8 AUG 1966

Schedule I of the Mysore Land Reforms Act, 1961 classifies the lands into seven classes. The wet or garden lands are to be classified into First, Second, Third and Fourth classes as detailed in the said schedule I. ~~In view of this to enable these classification of lands, it may be~~ desirable to retain the column "Class of land" appearing in Forms I & II appended to the Draft Mysore Irrigation (Levy of Betterment Contribution) (Amendment) Rules, may be reconsidered by O & E Section of Rev. 24

6/8/66

~~Spl Officer~~ ~~W/S.I~~ ~~I~~ ~~Asst~~ 8/8/66.

As stated in para 20/N.S, the Betterment Contribution has to be assessed with reference to the appreciation in the value of the land as a result of the construction of an irrigation work benefitting the said land without having any reference to the classification of land or crops. So, the question of classification of lands mentioned in para 24 above does not arise.

In the circumstances, the

Stitching space

RO 881 Mis Ebb.

Sri N — 8/8/66.

Rec'd

M. G. S.A

Subject: (Dte) Mysore Irrigation (Amendment) Levy of Betterment Contribution) Rules File No: PWD 33 LBL 66 RD 221 MIK 66

WD 01050—GPB—8,00,000 18-12-65

the Seggestion to delete the Col. "Class of lands" may be agreed to by R. D.

For orders. 26)

19/8/66 20/8/66. 25/8/66

V. NANJAIAH
Under Secy., Rev., Dept.

27) 29/8/66

(D. M. VENKATARAMIAH)
Dy. Secy. Rev. Dept.

28) Discussed.

B. S. Suryanarain
29/9/66

19/9/66

P. W. D.) 21/9/66

V. NANJAIAH
Under Secy., Rev., Dept.

29 The above note of the RD may kindly be perused. They have suggested that the Column viz "Class of lands" may be deleted.

This may now be referred to Law Dept.

In favour of deleting of the above note finalising proposed amendments to Rules 15 & 17 of the Rules of deleting the Column "Class of lands" may be considered in view of the opinion given by the RD

29/9

30 29/9

31) 29/9
M. Channappa.
Dy. Secy PWD(I)

D/S (D).

L.D.)

SECRETARY TO GOVT. No. 636 29 AUG 1966

MYSORE GOVT. SECRETARIAT No. 24 SEP 1968

REVENUE SECRETARIAT No. 2663 24 SEP 1966 GOVT OF MYSORE

MYSORE GOVT. SECRETARIAT No. 1400 24 SEP 1968

9 Mysore Irrigation (Levy of Betterment Contribution)
Subject Amendment Rules File No. PW 33 L&W 64 M. G. S.

LAW Dept.

32) Revised draft notification is placed in the file. Date within which objections can be received may be specified by the PW&E dept

PW&E)

27 SEP 1966 LAW DEPT (REGISTRAR)

WSD
Sri NAT
28/9/66

Dy 13/10/66

K. N. GUNDAPPA,
Asst. Draftsman & Ex-Officio
Under Secy., Law Department.

MYSORE No. 15746 15 OCT 1968 Sri Gupta P.W.D. (RECEIPT & ISSD.)

33) The draft notification as scrutinised by the Law Dept. and placed at pages 20-25 of C.F. may be approved for issue. This may kindly be submitted to the Minister for PWD for their kind perusal

Dy 17/10/66.
D/S (9)

MYSORE GOVT. SECRETARIAT No. SIC 15 OCT 1968 (SPECIAL IRRIGATION)

34. The Mysore Irrigation (Levy of Betterment Contribution and Water Rate) Act of 1957 has been amended by Act No.13 of 1966. It has been published in the Mysore Gazette dated 21st April 1966 (vide page 1 C.F.).

M. G. S. 10)

Subject: The Mysore Irrigation Contribution Rules 1965 amendment. PWD 33 LBW 64-III (10) **File No.**

WD 01050—GPB—8,00,000 13-12-65

35. Consequent on the amendment to the Act the rules framed ~~there~~under the original Act ~~is~~ have also to be amended. In this connection paras 11 and 12, 16 to 21 of the case note and also para 32 may please be perused. The draft amendment to the Rules as proposed by the P.W.D. (vide page 15 to 19 of the case file) have been scrutinised by the Law Department, ~~and a~~ The revised draft notification as suggested by the Law Department (vide pages 20 to 25 CF) may be perused.

36. These draft rules have to be published and objections have to be called for and a final notification has to be issued after considering the objections, if any received. The draft amendment to the rules as suggested by the Law Department at pages 20-25 c/f may please be approved for publication.

18/10/66
(M. CHANNAPPA)
DY. SECRETARY TO GOVT.
P.W.D. (I)

JT. SECY. ~~PW&E~~.
SECY. PW&E.
MIN. PW&POWER.

37) 20/9
M. C. ANTIN,
Jt. Secy., P.W. & Elec. Depts.

38) CA 21/10
CHANDAPPA PATEL
Secy. P. W. &. Elecy. Dept.

35) 24/10
(VEERENDRA PATIL),
Minister for Public Works.

26/10/66

40) D. Amin (Dep. Secy) 26/10)

Approved 2/11/66

SECRETARY TO GOVT. No S8.38 19 OCT 1966 PUBLIC WORKS DEPARTMENT

SECRETARY TO GOVERNMENT No PWSS 5.66 Date 20 OCT 1966 PUBLIC WORKS & ELEC. DEPT.

FILE PUBLIC WORKS No. 2252 24 OCT 1966 BANGALORE

8/10)

MYSORE GOVERNMENT SECRETARIAT

( )

NOTES.

File No. PWD 33 LBW 64 Part III.

FILE HEADING.

Amendments - Issues to the Mysore Irrigation (Levy of Betterment Contribution) Rules 1964.

FROM— The Compiler Mysore Gazette Bangalore.

No. G. 5652. Dated 8-11-66. Received 14-11-66.

Diary No. 1797.	Enclos. Notification No. PWD 33 LBW 64 Part III Spare copies X	Serial No.

BRIEF ABSTRACT OF LETTER

Clearly typed Copy of the notification is Requested by The Compiler.

NOTES AND ORDERS.

Letter dated 8-11-66 from the Compiler Mysore Gazette at page 101 of C.F. may please be perused. It is Requested to Send a clearly typed Copy for publication in the next Gazette.

Typing pool may please be Requested to type a copy of notification with its enclosures placed at pages from 2 to 5 of C.F.

14/11/66

Enclosures are Impression of Rules in Blue

for a typed copy

Rules.

P.T.O.

File No. MD 331 Irr 64 Part III of 196 . | Mysore Government Secretariat

43) Submitted — A draft letter is put up at page 35 ante for formal and approval

15/11/66

44) For Kind perusal & Approval

15/11

2/11 (2) 45) Issued

15/11

Issued No. 15/11/66

46) The draft rules to amend the Mysore Irrigation (Levy of Betterment Contributions) Rules 1964 were issued on 28.10.1966 and 29 also published in the Gazette dated 24.11.66 inviting objections/Suggestions to the aforesaid draft rules upto to 30.11.66. No objection/ suggestions have been received within the prescribed time except a letter from the S.E. Belgaum Circle stating the he has no comments to offer and one more letter from Special Tahsildar for V.C. Collection Mandya Taluk requesting to add one more column to form No. 1, indicating the rate of Betterment Contribution payable. This appears to be superflous.

47) The draft rules placed at pages 49 to 56 of C.F. may kindly be approved finally in consultation with LAW DEPARTMENT.

5/11/66

2/11 (3) Secy P.W.D. L.D.

5/11/66

M. CHANNAPPA.
Dy. Secy. to Govt. P.W.D. (Irrgn.)

SECRETARY TO GOVERNMENT
No. PWS 62.52
Dated - 5 DEC 1966
PUBLIC WORKS D...

3/12

48

CHANDRAPPA PATEL 9/12/66
Secy. P.W.D. Elecy. Dept. U.S.D. 2

TP 04886—M.E.S.—50,000—15-7-53

G. S.

Subject: The Mysore Irrigation (Levy of Betterment Contribution and Water Rates) Rules, 1966 - Amendments -

File No. BWD 33 LBW 64

WD 01050—GPB—8,00,000 13-12-65

713/LAW-1/66

LAW DEPARTMENT.

49) It is seen that the draft rules have been published as G.S.R.1238 in Part IV - Section 2-C(i) of the Mysore Gazette dated the 24th Nov. 1966. 30th of November, 1966, has been specified as the date on or after which the draft rules will be taken into consideration. It has also been indicated that objections or suggestions received before the said date will be considered by the Government. It may be seen from the above that a person has to send his objection or suggestion so as to reach the State Government on or before 29th November, 1966, in respect of the draft which has been published in the Gazette dated 24th November, 1966.

50) In most cases, it will take not less than three to four days by the time the Gazette copy is available for reference, by which time, as in the present case, 4 or 5 days will have elapsed and the last date for sending objections will have been over even before the publication of the notification comes to the notice of the persons likely to be affected. Even the most vigilant person may find it difficult to send the objection within the period specified. Therefore, it cannot be said that a reasonable period has been allowed for sending objections. It is, therefore, doubtful whether the legality of having complied with the procedure of previous publication can be sustained, if challenged. Hence, it is advisible to publish the draft rules again and call for objections giving reasonable time which may be not less than one month from the date of actual publication of the draft rules for sending objections.

Page 48(A)

51) A revised draft is accordingly placed in the file. The date within which objections have to be sent may be specified by the Administrative Secretariat. The corrections indicated in the

Subject: The Mysore Irrigation (Levy of Betterment Contribution) Rules, 1966. - Amendments - . PWD 33 LBW 64.

File No. **M. G.**

713/LAW VII-66

printed copy of the rules at pages 49 to 51 C.F. may be incorporated and then published. In rule 10, the contents of the forms themselves may be printed one below the other before the "By Order. etc." portion as indicated.

17/12

(K.N. GUNDAPPA)
Under Secy., Law Dept.,
(Dft.II) - 17-12-66.

P.W. & E.Dept.)

9394
17 DEC 1966

PWD (Spl. Irrgn).
No S.O. Date 17/12/66

(S2) The above remarks of the Law Dept. are in order. As observed above, a draft notification is placed at page 56/C. which may kindly be approved. The Law Dept. have observed that reasonable time which may not be less than one month from the date of actual publication of the draft rules for sending objections should be given hence it is suggested that 25.1.1967 as last date for receiving objections may be given.

19/12
D/S(J)

S3

Since (S4) Notification may be published in the Gazette as soon as possible.

26.1.67

22/12/66

The above rules have been published in the Gazette dated 22.12.1966 at Rs 1300 by 19.12.66. (page 3284-85 Part-IV Section 2-C(i))

(S4)

PWD. 33. LBW 64 Part II 116

M. G. S.

Subject: The Mysore Irrigation (Levy of Betterment Contribution) Rules, 1966 — Amendments

File No. 7

WD 01050—GPB—8,00,000 13-12-65

56

Paras from 34 onwards may be seen. The time given in Notification No. PWD 30 LBW 64 - Part II d. 19.12.1966 for sending objections or suggestions if any, in respect of the proposed amendment to the Mysore Irrigation (Levy of Betterment Contribution) Rules, 1966 expired on 25th January 1967 No objections or suggestions ~~except the one from~~ have been received.

A draft of the final notification is put up for appl. in consultation with the Law Dept

Page 68/4. 57

(58) 28/1/67.

M. CHANNAPPA.
Jr. Secy. to Govt. P.W.D. (Irrn.)

8/1/67 31-1-67

28/1/67 (L.D)

D/S (L)

(59) Draft is revised.

M/S PHA (Irr.) MML 1/2

Dy. Secy., Law Dept.

MYSORE GOVT. SECRETARIAT
No.
31 JAN 1967
DEPT. SECRETARIAT

DS (L) - mde 31/1
Sri Mane
107/DS(L)
6.2.67

483

Spl English

P. S. O.

17)

Subject: The Mysore Irrigation (Levy of Betterment Contribution) Rules, 1966 - Amendments -

File No. PWD 33 LBW 64 P.III **M. G. S.**

The final notification relating to the Levy of Betterment Contribution Rules, 1966 (Amendment) as revised by the Law Department placed at Pages 68 to 73/c.f. may be approved. 60

This may be submitted to the Secretary, P.W.D. and Minister for Public Works for their perusal and approval. 61

20/2/67 Secy P.W.D / Minr P.W.D

62) 20/2/67.

M. CHANNAPPA,
... P.W.D. (Irrgn.)

M. Secy. PWD. 20/2 Secy. PWD. 20/2 PWS No 619 Date

63) The above Rules which have been published after L.D.'s scrutiny may be approved.

Minister P.W.D.

64) 27/2.

(VEERENDRA PATIL),
Minister for Public Works.

Secy. P.W.D. for info.

65)

2/3/67

Issued

7/3/67

M₂ G. S.

Subject: The Mysore Irrigation (Levy of Betterment Contribution) Rules 1966 - Amendments.

PWD 33 LBR 66 (18)
File No. part-IV

WD 01050—GPB—8,00,000 12-12-65

66) Amendments to the Mysore Irrigation (Levy of Betterment Contribution) Rules 1966. as The Mysore Irrigation (Levy of) Betterment Contribution) (Amendments) Rules 1967. have been finally issued and also published in the Mysore Gazette dated 9.3.1967 (Page 663 - as GSR 124).

May 2.

67) Necessary instructions to all the Div. Comrs, D.C.s/C.E.s & implementing the Rules as expeditiously as possible are issued vide this office no. PWD 40 LBR 65 — Draft is enclosed herewith for kind perusal.

16/3/67

Copy delivered after this is seen by D/S(O).

D/S(O)

68) 16/3/67

Receipt no. 435 from the Divl. Comr., Belgaum.

Sus

69 The letter received from the Divisional Comr., Belgaum may be seen at Page 85/cf.

70 In the Mysore Irrigation (Levy of Betterment Contribution) (Amendment) Rule, 1967 the entire rule 7 of the Principal rule, has been

19 PWD 33 LSW 66 Part III

Subject: The Mysore Irrigation (Levy of Betterment Contribution) (Amendment) Rules, 1967 — Amendments

File No. — **M. G. S.**

deleted and a new rule has been substituted in its place. By this substitution, the sub-rules (1) and (2) of Rule 7 of the Principal Rules are deleted. As pointed out by the Divl. Comr, only sub-rule (1) has to be substituted by the new rule. sub-rule (2) of Rule 7 has to be retained in view of rule 11 (2) of the Principal Rules. The contention of the Divl. Comr is correct. Necessary amendment will have to be made to the Rules of 1967 in consultation with the Law Dept.

For orders.

4/12/67

The Law Dept may be requested to see its advice whether in the light of the facts stated above, whether another amendment to the Rules is necessary or whether it comes suffice if this is clarified. Comrs

M. G. S.

Subject: Betterment Levy — Amendment —

PWD 33 (3) 3564 (20)
File No. Part-III

WD 01050—GPB—8,00,000 12-12-66

By Circular instructions.

19/4/67. (72) M bring up and discuss

D/S (9)

4/4/67
(Discussion & Examination of objections.)

(73) In Rule 6 of the Mysore Irrigation (Levy of Betterment Contribution) (Amendment) Rules 1967, an error has crept-in which is regrettable. It appears from Rule 7 (i) of the principle Rules, this may be provided for by issuing a Corrigendum. Perhaps may be proposed.

18/4/67.

74) A draft corrigendum is put up at Page 87/cf.

19/4/67

Draft proposal at page 87 of C.F. is in order & approved. As this is a simple error, L.D.'s Consultation appears to be not necessary.

20/4

D/S (9)

P.A. M bring up for dictation 21/4/67

For perusal and approval of the Corrigendum proposed at page 87 of C/F w/r to rule 6 of the amended Betterment Contribution rules at page 88 and the Letter of the Divisional Commissioner Belgaum.

Jt. Secy. PWD. No 3050 Date 3.5.67

Secy. PWD. No 1755 Date 3/5

Issued 28/5/67

Jt Secy P.W.D.

Secy P.W.D.

3/5

Cl 5/5

3/5/67
M. CHANNAPPA,
Dy. Secy. to Govt. P.W.D. (Irrgn.)

4/5/67

Cl 6/5

GOVERNMENT OF MYSORE

No.LAW 9 LGN 66. MYSORE GOVERNMENT SECRETARIAT
Bangalore, Dated 13th April, 1966.

MEMORANDUM

SUBJECT: The Mysore Irrigation (Levy of Betterment Contribution and Water Rate)(Amendment) Bill, 1966.

-:-

The Mysore Irrigation (Levy of Betterment Contribution and Water Rate)(Amendment) Bill, 1966 received the assent of the Governor on the Twelfth day of April, 1966. It is being published as Mysore Act No.13 of 1966 in the Part IV Section 2B of the Mysore Gazette dated 21st April 1966.

For information.

Sd/-
(K.N.Gundappa)
Under Secretary to Government
Law Department.

Public Works Department.

-: COPY :-

Memo No. PWD 33 LBW 64(Suppl)

MYSORE GOVERNMENT SECRETARIAT
P.W.D.(SPECIAL IRRIGATION)
VIDHANA SOUDHA - BANGALORE
Bangalore, Dated the 16th Apr.,'66

M E M O

COPY of the above is forwarded to:

1. The Divisional Commissioners of Bangalore, Mysore, Belgaum & Gulbarga Divisions.
2. The Chief Engineer, (General), Bangalore.
3. The Chief Engineer, (Irrgn. Projects), Bangalore.
4. The Chief Engineer, Investigation of Projects, Bangalore
5. All the Superintending Engineers of PWD Circles.
6. All the Deputy Commissioners of Districts.
7. All the Executive Engineers of the PWD Divisions.

for information.

(S.K.MOHAN),
UNDER SECRETARY TO GOVERNMENT
Public Works Department (Technical)

ISSUED Dated 19.4.66

murthy; 61.

GOVERNMENT OF MYSORE

No.LAW 9 LGN 66. MYSORE GOVERNMENT SECRETARIAT
Bangalore, Dated 13th April, 1966.

MEMORANDUM

SUBJECT: The Mysore Irrigation (Levy of Betterment Contribution and Water Rate)(Amendment) Bill, 1966.

-:-

The Mysore Irrigation (Levy of Betterment Contribution and Water Rate)(Amendment) Bill, 1966 received the assent of the Governor on the Twelfth day of April, 1966. It is being published as Mysore Act No.13 of 1966 in the Part IV Section 2B of the Mysore Gazette dated 21st April 1966.

For information.

Sd/-
(K.N.Gundappa)
Under Secretary to Government
Law Department.

Public Works Department.

-: COPY :-

Memo No. PWD 33 LBV 64(Suppl) MYSORE GOVERNMENT SECRETARIAT
P.W.D.(SPECIAL IRRIGATION)
VIDHANA SOUDHA - BANGALORE
Bangalore, Dated the 16th Apr.,'66

M E M O

COPY of the above is forwarded to:

1. The Divisional Commissioners of Bangalore, Mysore, Belgaum & Gulbarga Divisions.
2. The Chief Engineer, (General), Bangalore.
3. The Chief Engineer, (Irrgn. Projects), Bangalore.
4. The Chief Engineer, Investigation of Projects, Bangalore
5. All the Superintending Engineers of PWD Circles.
6. All the Deputy Commissioners of Districts.
7. All the Executive Engineers of the PWD Divisions.

for information.

(S.K.MOHAN) 16.4.66
UNDER SECRETARY TO GOVERNMENT
Public Works Department (Technical)

murthy; 61.

GOVERNMENT OF MYSORE

LAW DEPARTMENT

MYSORE ACT No. 18 OF 1966.

(First published in the Mysore Gazette dated the Twenty-first day of April 1966).

THE MYSORE IRRIGATION (LEVY OF BETTERMENT CONTRIBUTION AND WATER RATE) (AMENDMENT) ACT, 1966.

(Received the assent of the Governor on the Twelfth day of April 1966).

An Act further to amend the Mysore Irrigation (Levy of Betterment Contribution and Water Rate) Act, 1957.

Whereas it is expedient further to amend the Mysore Irrigation (Levy of Betterment Contribution and Water Rate) Act, 1957;

Be it enacted by the Mysore State Legislature in the Seventeenth Year of the Republic of India as follows:—

1. *Short title and commencement.*—(1) This Act may be called the Mysore Irrigation (Levy of Betterment Contribution and Water Rate) (Amendment) Act, 1966.

(2) It shall be deemed to have come into force on the first day of September 1960.

2. *Amendment of section 2.*—In section 2 of the Mysore Irrigation (Levy of Betterment Contribution and Water Rate) Act, 1957 (Mysore Act 28 of 1957) (hereinafter referred to as the principal Act),—

(1) in clause (*ba*), for the words "basic contribution and special benefit contribution", the words "betterment contribution" shall be substituted;

(2) clauses (*fa*), (*fb*) and (*fc*) shall be omitted.

3. *Amendment of section 3.*—In section 3 of the principal Act,—

(1) in sub-section (1), for the words and figure "at the rates specified in section 4 in accordance with the provisions of this Act on land, which in the opinion of the prescribed officer, is benefited", the words "in accordance with the provisions of this Act from the landholder or the holder of any land which is benefited" shall be substituted;

(2) in sub-section (2), clauses (ii) and (iii) shall be omitted.

4. *Substitution of new section for section 4.*—For section 4 of the principal Act, the following section shall be substituted, namely:—

"4. *Amount of betterment contribution.*—(1) The amount of betterment contribution payable in respect of any land referred to in section 3 shall be an amount equal to one-half of the difference between the market value of such land before the date of commencement of the construction, restoration, expansion or alteration of the irrigation work and the market value after the date of completion of such construction, restoration, expansion or alteration:

Provided that the amount of betterment contribution payable in respect of any land shall not be more than three hundred rupees per acre:

Provided further that no betterment contribution shall be leviable in respect of any land,—

(i) which is unarable (Kharab); or

(ii) benefited by the construction, restoration, expansion or alteration of a tank, well, reservoir, anicut, bandhara, pond, spring pond, kunta, talaparige or madugu, which is not capable of irrigating more than one hundred acres of land:

Provided also that for purposes of this sub-section, the increase in the market value of the land consequent upon any improvement of the land made by the landholder shall be excluded.

(2) As soon as may be, after the publication of a notification under sub-section (2) of section 3 in respect of any irrigation work, the Betterment Levy Officer shall prepare a statement showing the lands under the irrigable command of the irrigation work in respect of which the betterment contribution in accordance with the provisions of sub-section (1) is payable, and the nature and extent of irrigability of the different lands.

(3) The statement so prepared along with a public notice shall be published in the village chavadi and the taluk office and in such other manner as may be prescribed. Such notice shall require the landholders of lands under the irrigable command of the irrigation work to appear before the Betterment Levy Officer either personally or by agent at a time and place therein mentioned (such time not being earlier than one month from the date of publication of the notice), and to state—

(*a*) their objections,—

(i) to the inclusion of the lands in the statement as lands under the irrigable command of the irrigation work;

(ii) to the inclusion of the lands in the statement as lands of any specified nature and extent of irrigability; and

(*b*) in respect of payment of betterment contributions, the basis on which they claim that the amount of betterment contribution has to be computed.

Such statement shall be made in writing and signed by the party or his agent.

(4) The Betterment Levy Officer shall also serve notice to the same effect on the landholder of such land or his agent authorised to receive service on his behalf, who resides within the revenue district in which the land is situated. In case any landholder resides elsewhere and has no such agent, the notice shall be sent to him by registered post.

(5) On the date fixed under sub-section (3) or on such other date to which an inquiry may be adjourned, the Betterment Levy Officer shall, after holding a formal inquiry in the manner provided by the Mysore Land Revenue Act, 1964, and after giving an opportunity of being heard to every person who has made a statement under sub-section (3), make an order specifying—

(*a*) the increase in value of the lands by the completion of the construction, restoration, expansion or alteration of the irrigation work ;

(*b*) the amount of betterment contribution payable in respect of the said lands ; and

(*c*) the date from which such betterment contribution shall be payable.

(6) The Government or any person aggrieved by an order made under sub-section (5) may, within sixty days from the date of the order, appeal to the Court of the Civil Judge having jurisdiction over the area in which the land is situated and the Court of the Civil Judge may pass such orders on the appeal as it may deem fit.

(7) Any order passed by the Court of the Civil Judge on an appeal preferred to it under sub-section (6) and subject to the orders aforesaid of the Court of the Civil Judge, the order of the Betterment Levy Officer under sub-section (5) shall be final, and shall not be liable to be questioned in any court of law."

5. *Amendment of section 5.*—In section 5 of the principal Act,—

(1) in sub-section (1), for the words "basic contribution", the word "contribution" shall be substituted, and at the end of the sub-section, the following proviso shall be added, namely ;—

"Provided that no notice of demand shall be served on a landholder until an order made under sub-section (5) of section 4 becomes final".

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(2) in sub-section (2), for the words "basic contribution", the word "contribution" shall be substituted;

(3) sub-section (3) shall be omitted.

6. *Amendment of section 6.*—In section 6 of the principal Act, for the words "basic contribution", wherever they occur, the word "contribution" shall be substituted.

By Order and in the name of the Governor of Mysore,

R. SANJEEVALU,
Secretary to Government,
Law Department.

WD 6646—GPB—2,958—29-4-66

PUBLIC WORKS SECRETARIAT.

NOTIFICATION.

Bangalore, dated the 19th September

G.S.R. 281.—In Exercise of the powers conferred by Section 11 of the Mysore Irrigation (Levy of Betterment Contribution and Water Rate) Act, 1957 (Mysore Act No. 28 of 1957), the Government of Mysore hereby makes the following rules, the draft of the same having been published in Notification No. PWD 11 LBW 63, dated the 3rd July, 1964; in the *Mysore Gazette*, dated 28th July 1964, as required by sub-section (1) of the said section, namely:—

RULES.

1. Title.—These Rules may be called the Mysore Irrigation (Levy of Betterment Contribution) Rules, 1964.

2. Definition.—In these Rules unless the context otherwise requires,—

(1) 'Act' means the Mysore Irrigation (Levy of Betterment Contribution and Water Rate) Act, 1957;

(2) 'Form' means a form appended to these rules;

(3) 'Section' means a section of the Act;

(4) 'Year' means the year commencing from the first day of July.

3. Officers for purposes of sub-section (2) of Section 3.—The prescribed Officer for purposes of sub-sections (1) and (2) of Section 3 shall,—

(1) in respect of lands under a major irrigation work or a medium irrigation work, be the Superintending Engineer of the Circle in which the irrigation work is situated

(2) in respect of lands under a minor irrigation work be the Executive Engineer of the Division in which the minor irrigation work is situated.

4. Notification to be forwarded to Betterment Levy Officers and Tahsildars.—The Officer specified in rule 3 shall forward a copy of the notification issued by him under sub-section (2) of Section 3 to the Betterment Levy Officer and the Tahsildar in whose jurisdiction any benefitted land is situated.

5. Procedure to be adopted by the Betterment Levy Officer and the Tahsildar.—After determining the amount of basic contribution payable in respect of different lands under clause (a) of sub-section (4) of Section-4, the Betterment Levy Officer shall publish his order in Form I in the official Gazette and at the village Chavadi or Chavadis or any other public place in the village or villages in which the benefitted lands are situate.

(2) After determining the amount of special benefit contribution payable in respect of different lands under clause (b) of sub-section (4) of Section 4, the Tahsildar shall publish his order in Form II in the official Gazette and at the Chavadi or Chavadis as defined in the Mysore Land Revenue Act, 1964 in the village or villages in which the benefitted lands are situated.

6. Appeals.—(1) An Appeal under clause (a) or clause (b) of sub-section (5) of Section 4, shall be accompanied by a copy of the order appealed against.

(2) The Deputy Commissioner or the Assistant Commissioner shall after giving a reasonable opportunity to the appellant of being heard pass such orders on the appeal as he deems fit. Where the Deputy Commissioner or the Assistant Commissioner orders any modification in the rates of basic contribution or special benefit contribution payable in respect of any, and such order shall be published in the official Gazette.

7. Demand Notice.—(1) The Betterment Levy Officer shall issue a demand notice to the person liable to pay the basic contribution in Form III.

(2) Such notice shall be served on the assessee personally, and if he cannot be found on any adult member of his

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family residing with him or by affixture at his last known place of residence or sent by registered post to his last known address.

8. Payment of Basic Contribution.—The basic contribution shall be payable in twenty annual instalments, the first instalment being payable before the 30th April following the date of service of the written notice of demand under Rule 7.

9. Rate of interest on arrears.—Interest at the rate of six per cent per annum shall be payable on all amounts of arrears of basic contribution.

10. Surrender of lands.—(1) A landholder liable to pay the basic contribution, who desires to surrender the whole or any part of his land in lieu of the contribution payable by him shall make an application in that behalf to the Deputy Commissioner within thirty days from the date of service of notice under rule 7.

(2) The application under sub-rule (1) shall contain the following particulars, namely :—

(1) The village in which the land is situated;
(2) The survey number and measurement of the land and assessment fixed in respect of the land;
(3) The price of the land as calculated by the applicant;
(4) The amount of basic contribution levied in respect of the land;
(5) If the applicant is surrendering only a part of the land, the measurement of such part and the price of such part as calculated by him.

(3) The Deputy Commissioner shall, on receipt of the application under sub-rule (2) and after such enquiry as he deems fit, determine the price of the land or part of the land proposed to be surrendered, as the case may be, having regard to :—

(*a*) the statistics of sales of similar land in the neighbourhood, and
(*b*) the increase in capital value of the land.

11. Notice by Deputy Commissioner of the proposal to surrender.—The Deputy Commissioner shall publish a notice

containing the proposal to surrender the lands, the details of such lands and value fixed therefor.

(2) The notice under sub-rule (1) shall be published in the village where the benefitted land is situated and the officer authorised to make such publication shall furnish a certificate attested by at least two persons who are residents of the village, that the notice was duly published in the village. A copy of the notice shall also be served in the manner specified in sub-rule (2) of rule 7 on all persons interested in the land as shown in the Record of Rights relating to such land.

(3) Objections, if any, to the proposal to surrender shall be submitted to the Deputy Commissioner within sixty days from the date of publication or receipt of the notice, as the case may be.

(4) After the expiry of the period specified in sub-rule (3), the Deputy Commissioner shall consider the objections received and either accept or refuse to accept the offer of surrender of land.

(5) The Deputy Commissioner may refuse to accept the offer of surrender in the following cases, namely :—

(i) inaccessibility or inconvenient location of the land offered to be surrendered ;

(ii) where such land is not irrigable or is not included in any area subject to a localised scheme of irrigation ;

(iii) where such land is a fragment or where the acceptance of the surrender results in fragmentation of the holding which is prohibited under any law for the time being in force relating to consolidation of holdings or prevention of fragmentation of holdings ;

(iv) where such land is not free from encumbrances.

12. Repeal.—The Mysore Irrigation (Levy of Betterment Contribution) Rules, 1961 are hereby repealed.

[No. PWD 11 LBW 63.]

CHANDAPPA, *Secretary.*

FORM I

(*See* Rule 5(1))

Notice intimating the rates of basic contribution as determined under the Mysore Irrigation (Levy of Betterment Contribution and Water Rate) Act, 1957.

Intimation is hereby given that the rates of the basic contribution specified below have been determined under Section 4 of the Act.

Name of work	Classification of work	Village or Villages in which the lands are situated	Class of lands	S. No. or other particulars of the lands	Extent of lands	Rate of basic contribution payable	Remarks
1	2	3	4	5	6	7	8

Place :

Date : *Betterment Levy Officer.*

Published on

Certified that the notice was published on the date specified above in the village Chavadi or... .....
.....or.....village and announced in this village by *tom-tom*.

Village Headman.

Karnam.

Two Witnesses.

FORM II

(*See* Rule 5(2))

Notice intimating the rates of Special benefit contribution as determined under the Mysore Irrigation (Levy of Betterment Contribution and Water Rate) Act, 1957.

Intimation is hereby given that the rates of Special benefit contribution specified below have been determined under Section 4 of the Act.

Name of work	Classification of work	Village or Villages in which the lands are situated	Class of lands	S.No. or other particulars of the lands	Extent of lands	Period of Supply of water	Rate of Special benefit contribution payable	Remarks
1	2	3	4	5	6	7	8	9

Place :
Date :

Tahsildar

Published on

Certified that the notice was published on the date specified above in the village Chavadi or.....
.....or.....village and announced in this village by *tom-tom*.

Village Headman.

Karnam.

Two Witnesses.

FORM III.

(*See* Rule 9)

Notice of demand for Basic Contribution under the Mysore Irrigation (Levy of Betterment Contribution and Water Rate) Act, 1957.

To

Shri
Patta No.
Village

Take notice that in respect of your land/lands particulars of which are given below, a Basic contribution as specified therein has been determined and that you should pay the amount due in 20 annual instalments commencing from..... ..... The instalment shall be payable on the first of each year. You have the option to pay the entire amount in two years from the date of service of this notice in which case you will be allowed a rebate of ten per cent.

Name of work	Classification of work	Village or Villages in which the lands are situated	Class of land	S No. of land	Extent of land	Rate of Basic contribution	Amount of basic contribution payable	Amount of basic contribution if any previously paid to Government	Balance of basic contribution payable	Amount of annual instalment	Remarks
1	2	3	4	5	6	7	8	9	10	11	12

Place:
Date:

Betterment Levy Officer.

Printed by the Director of Printing, Sty. & Publications at the Govt. Press, B'lore.

7-10-64

14(a)

B.C.Angadi,
B.E.,D.I.C.(London),A.M.I.E.(India),
Superintending Engineer,
Ghataprabha Project Circle,
Hidkal Camp.
District:Belgaum.

D.O.letter,
No.IRN/ELV/CB/3648-52

HIDKAL CAMP:Dt.
13 JUN 1966

Subject:- Issue of Notification by the prescribed Officer under Sub-Section 2(i) of Section 3 of the Mysore Irrigation(Levy of - Betterment and Water Rate) Act-1957(Mysore Act -28 of 1957).

Reference:Government memorandum No.LAW-9 LGN 66,dt. 13-4-1966.

Dear Shri Channappa,

As per Mysore Act No.13 of 1966, Section 2 of the Principal Act (viz.Mysore Act 28 of 1957) has been - amended omitting clauses (fa),(fb),&(fc) of Section 2. By this amendment, the definition of major,medium and Minor Irrigation Works has been deleted.

The prescribed Officers have to issue notifications under Sub-Section 2(i) of Section 3 for purposes of Betterment Levy. Under rule 3(1) and (2) of the Mysore Irrigation (Levy of Betterment Contribution)Rules-1964, the Superintending Engineer in charge of the works, has to act as the " Prescribed Officer " in respect of the Major & Medium Irrigation Works and the Executive Engineer in charge of the works has to act as the prescribed - Officer in respect of Minor Irrigation Works.

MYSORE GOVT. SECRET... Sd/- J. Satoor 7 JUN 1966 632 ... RECEIPT ...

Now that the definitions of the Major,Medium and Minor Irrigation Works has been deleted by the amendment Act, referred to in para 1 above, a doubt arises as to which works are to be treated as Major, Medium and the Minor Irrigation works for purposes of Betterment Levy and who are the prescribed Officers authorised to issue notifications in respect of the Irrigation works.

I, therefore, feel that either the Major, Medium and Minor Irrigation Works have to be defined in clear items or rule 3 of the Mysore Irrigation (Levy of Betterment Contribution) Rules -1964, has to be amended suitably.

In view of the above difficulties the work of - issuing notifications for purposes of Betterment levy is now held up. I request you please to communicate specific Government orders on the above issues for taking further action.

Yours Sincerely
21/6/66
(B. C. Angadi)

Shri M.Channappa,
B.E., A.M.I.E.,
Deputy Secretary to Government,
Public Works Department(Irrigation),
Vidhana Soudha,
BANGALORE.

Copy submitted to the Chief Engineer, Irrigation Projects in Mysore, Bangalore, for information.

Copy w.cs., to the Divisional Commissioner, Belgaum., Belgaum.

DRAFT NOTIFICATION

The draft of the following amendment to the Mysore Irrigation (Levy of Betterment contribution) Rules 1965, which the Govt. of Mysore proposes to make in exercise of the powers conferred by Section 11 of the Mysore Irrigation (Levy of Betterment contribution and Water Rate) Act, 1957 (Mysore Act.No.28 of 1957) is hereby published as required by Sub-section (1) of the said Section, for the information of the persons likely, to be affected thereby and notice is hereby given that the said draft will be taken into consideration on or after.....

Any objection or suggestion which may be received from any person with respect to the said draft before the date specified above, will be considered by the State Government.

Objections or suggestions may be addressed to the Secretary to Govt., P.W.& Electricity Department, Vidhana Soudha, Bangalore.1.

DRAFT AMENDMENT.

In the said Rules:-

In Rule 3, sub-sections (1) and (2) of the said Rule shall be substituted:-

1) in respect of lands under irrigation work, costing more than Rupees ~~Ten~~ fifteen lakhs, be the Superintending Engineer of the Circle in which the irrigation work is situated.

2) in respect of lands under irrigation work capable of irrigating more than one hundred acres of land and costing less than ~~ten~~ fifteen lakhs, be the Executive Engineer of the Division in which the irrigation work is situated.

For Rule 5 the following rule shall be substituted:-

5. Procedure to be adopted by the Betterment Levy Officer and the Tahsildar:-

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After determining the amount of Betterment Contribution,

payable in respect of lands coming under Section 4.

(a) The Betterment Levy Officer shall published his order in Form No.1 ~~(revised)~~ in the official Gazette and at the village chavadi or Chavadis or any other public place in the village or villages in which the lands are situated.

a) Sub-section 2 of Rule 5 shall be omitted.

b) In Form No.1 appended, for the words namely; "basic contribution" the words 'betterment contribution' shall be substituted and form No.2 shall be deleted.

9. For Rule 6, the following shall be substituted

6. Appeals:-

1. An appeal under clause (6) of Section 4 shall lie to the Court of the civil Judge having jurisdiction over the area in which the land is situated. Subject to the orders of the court of the Civil Judge, the orders of the Betterment Levy officer shall be final and shall not be liable to be questioned in any court of Law.

2. Sub-section 2 of Rule 6 shall be omitted.

3. In Rule 7, and also in Form III which is renumbered as II for the words "basic contribution", the words "betterment contribution" shall be substituted.

In the said Rule for the words 'Form III, the words 'Form II shall be substituted.

4. In Rule 8, for the words "basic contribution" 'betterment contribution' shall be substitu

5. In Rule 9 for the words "basic contribution" the words "betterment contribution " shall be substituted.

6. In Rule 10 for the words "basic contribution" the words "Betterment contribution" shall be substituted wherever occuring.

SECRETARY TO GOVT.
PUBLIC WORKS & ELECTRICITY DEPT.

FORM I

(See Rule 5(1))

Notice intimating the rates of contribution as determined under the Mysore irrigation (Levy of Betterment Contribution and Water Rate) Act, 1957.

Intimation is hereby given that the rates of the contribution specified below have been determined under Section 4 of the Act.

Name of work.	Classification of work.	Village or Villages in which the lands are situated.	Class of lands.	S.No. or other particulars of the lands.	Extent of lands	Rate of contribution payable.	Remarks.
1.	2.	3.	4.	5.	6.	7.	8.

Place:

Betterment Levy Officer.

Date:

Published on

Certified that the notice was published on the date specified in the village Chavadi or .....or..... village and announced in this village by tom-tom.

Village Headman.

Karnam.

Two Witnesses.

FORM II
(See Rule 7)

Notice of demand for Contribution under the Irrigation (Levy of Betterment Contribution and Water Rate) Act, 1957.

To

Shri
Patta No.
Village

Take notice that in respect of your land/lands particulars of which are given below, a contribution as specified therein has been determined and that you should pay the amount due in 20 annual instalments commencing from . ..... The instalment shall be payable on the first of each year. You have the option to pay the entire amount in two years from the date of service of this notice in which case you will be allowed a rebate of ten per cent.

Name of work	Classification of work	Village or Villages in which the lands are situated	Class of land	S.No. of land	Extent of land	Rate of ~~basic~~ contribution	Amount of ~~basic~~ contribution payable	Amount of contribution if any previously paid to Govt.	Balance of contribution payable	Amount of annual instalment	Remarks
1.	2	3	4	5	6	7	8	9	10	11	12

Place:

Date:

Betterment Levy Officer.

NOTIFICATION.

The following draft rules to amend the Mysore Irrigation (Levy of Betterment Contribution) Rules, 1964, which the Government of Mysore proposes to make in exercise of the powers conferred by section 11 of the Mysore Irrigation (Levy of Betterment Contribution and Water Rates) Act, 1957 (Mysore Act No. 28 of 1957) is hereby published as required by sub-section (1) of the said section for the information of ~~the~~ persons likely to ~~ab~~ be affected thereby and notice is hereby given that the said draft rules will be taken into consideration on or after the 20th of November 1966.

* * *
Here insert the date.

Any objection or suggestion which may be received from any person with respect to the aforesaid draft rules by the State Government before the date specified above will be considered by the Government. Objections and suggestions may be addressed to the Secretary to the Government of Mysore, Public Works and Electricity Department, Vidhana Soudha, Bangalore-1.

DRAFT RULES.

1. Title.- These rules may be called the Mysore Irrigation (Levy of Betterment Contribution) Amendment Rules, 1966.

2. Substitution of new rule for rule ~~3~~.- In the Mysore Irrigation (Levy of Betterment Contribution) Rules, 1964, (hereinafter referred to as the principal rules), for rule 3, the following rule shall be substituted, namely:-

"3. Prescribed officer.- In respect of lands under an irrigation work costing, -

(i) more than rupees fifteen lakhs, the Superintending Engineer of the Circle;

(ii) not more than rupees fifteen lakhs, the Executive Engineer of the Division,

in which the irrigation work is situated shall respectively be the prescribed officers for purposes of section 3".

3. Amendment of rule 4.- In rule 4 of the principal Rules, the words "and Tahsildars" occurring in the heading and words "and the Tahsildar" shall be omitted.

4. Substitution of new rule for rule 5.- For rule 5 of the principal rules, the following rule shall be substituted, namely:-

"5. Procedure to be adopted by the Betterment Levy Officer.- The statement along with a public notice required to be published under sub-section (3) of section 4 in the village chavadi and the taluk office shall be published by the Betterment Levy Officer, in Form I. Copies ~~in Form I~~ of the statement shall also be published at such convenient places as the Betterment Levy Officer thinks fit in the locality where the lands are situated. The notice to be served under sub-section (4) of section 4 by the Betterment Levy officer shall be in Form II"

5. Omission of rule 6.- Rule 6 of the principal rules shall be omitted.

6. Substitution of new rule for rule 7.- ~~In~~ the principal rules, ~~for rule 7~~, the following rule shall be substituted, namely:-

"7. Notice of demand.- The Betterment Levy Officer shall issue a notice of demand in Form III to the person liable to pay the contribution."

7. Amendment of rule 8.- In rule 8 of the principal rules, for the words "Basic Contribution" occurring in the heading, the word "contribution" shall be substituted, and for the words "the basic contribution", the words "the contribution" shall be substituted.

8. Amendment of rule 9.- In rule 9 of the principal rules, for the words "basic contribution", the word "contribution" shall be substituted.

9. Amendment of rule 10.- In rule 10 of the principal rules, —

(i) in sub-rule (1), for the words "basic contribution", the word "contribution" shall be substituted;

(ii) in sub-rule (2), in clause (4), for the words "basic contribution", the word "contribution" shall be substituted.

10. Substitution of new forms for forms I, II and III. For Forms I, II and III appended to the principal rules, the following forms shall be substituted, namely:-

Form I - Statement showing the particulars to be furnished by the Settlement Levy Officer under Rule 5 of the Mysore Irrigation (Levy of Betterment Contribution) Rules, 1964

Form II - Notice to be issued by the Betterment Levy Officer under Rule 6(a) of the Mysore Irrigation (Levy of Betterment Contribution) Rules, 1964

Form III -

By Order and in the name of the Governor of Mysore,

Secretary to Government,

To

The Compiler, Mysore Gazette - for publication in the next issue of the Gazette.

The Divisional Commissioners,
The Chief Engineer (Irrigation)

Dcmp 15/10/66
K. N. GUNDAPPA
Asst. Draftsman & Ex-Officio
Under Secy. to Law Department

"66

FORM I

Public Notice

(See rule 5)

The landholders of lands under the irrigable command of the irrigation work, namely, ---*-----*-----*-- specified in the statement annexed to this notice are hereby required to appear before the Betterment Levy Officer either personally or by agent at-*-*-*---*- on---*---*---*---*, and to state (1) their objections, if any, to the inclusion of the lands in the statement as lands (a) under the irrigable command of the irrigation work, or (b) of any specified nature and extent of irrigability; and (2) in respect of payment of betterment contribution, the basis on which they claim that the amount of betterment contribution has to be computed. The statement shall be made in writing and signed by the party or his agent.

* * *
Here specify the name of the irrigation work.

* * * *
Here specify the place, time and date. The time to be specified in the notice should not be earlier than one month from the date of publication of the notice.

S T A T E M E N T

----------District,----------Taluk, ----------, ----------Village.

Names of the landholders.	Survey number or other particulars of the lands under the irrigable command of the irrigation work.	Extent of lands.	Nature and extent of irrigability of the lands.	REMARKS
(1)	(2)	(3)	(4)	(5)

Place:

Date:

Betterment Levy Officer.

L.N. GUNDAPPA,
Asst. Draftsman & Ex-Officio
Under Secy., Law Department

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FORM II

Notice

[See rule 5(a)]

To

WHEREAS you are the landholder of lands under the irrigable command of the irrigation work, namely,---***---specified in the statement annexed to this notice;

You are hereby required to appear before before the Betterment Levy Officer either personally or by agent at---**---on---**---, and to state (1)your objection, if any, to the inclusion of the lands in the statement as lands (a) under the irrigable command of the irrigation work, or (b) of any specified nature and extent of irrigability; and (2) in respect of payment of betterment contribution, the basis on which you claim that the amount of betterment contribution has to be computed. The statement shall be made in writing and signed by you or your agent.

* * * Here specify the name of the irrigation work.

* * Here specify the place and date, and time

STATEMENT

---District,---Taluk,---Circle,---Village.

Name of the landholder.	Survey number or other particulars of the lands under the irrigable command of the irrigation work.	Extent of lands.	Nature and extent of irrigability of the lands.	REMARKS
(1)	(2)	(3)	(4)	(5)

18/10/61
K. N. GUNDAPPA,
Asst. Draftsman & Ex-Officio
Under Secy., Law Department

Placé:
Date:

Betterment Levy Officer.

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FORM III

Notice of Demand

(See rule 7)

To Sri. _____

_____

Take notice that in respect of your land or lands particulars of which are given in the statement annexed to this notice, a contribution specified therein has been determined and you should pay the amount due in twenty annual instalments, the first instalment being payable before ---*---*---*------ You have the option to pay the entire amount in two years from the date of service of this notice in which case you will be allowed a rebate of ten per cent.

* * * Here specify the date. The date must be a date before 30th of April of the year following the date of service of notice.

Statement

Name of work	Classification of work.	Village or villages in which the lands are situated.	Class of land	Survey number of land	Extent of land	Amount of contribution payable.	Amount of contribution if any previously paid to Government.	Balance of contribution payable.	Amount of annual instalment.	Remarks
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)	(11)

Place:
Date:

Betterment Levy Officer.

K.R. GUNDAPPA,
Asst. Draftsman & Ex-Officio
Under Secy., Law Departme

GOVERNMENT OF MYSORE.

No. PWD 33 LBW 66 Mysore Government Secretariat,
Vidhana Soudha,
Bangalore, Dated: 28-10-1966

N O T I F I C A T I O N.

The following draft rules to amend the Mysore Irrigation (Levy of Betterment Contribution) Rules, 1964, which the Government of Mysore proposes to make in exercise of the powers conferred by Section 11 of the Mysore Irrigation (Levy of Betterment Contribution and Water-Rates) Act, 1957 (Mysore Act No. 28 of 1957) is hereby published as required by Sub-Section (1) of the said section for the information of persons likely to be affected thereby and notice is hereby given that the said draft rules will be taken into consideration on or after the 20th of November 1966.

Any objection or suggestion which may be received from any person with respect to the aforesaid draft rules by the State Government before the date specified above will be considered by the Government. Objections and suggestions may be addressed to the Secretary to the Government of Mysore, Public Works and Electricity Department, Vidhana Soudha, Bangalore-1.

DRAFT RULES.

1. Title.- These rules may be called the Mysore Irrigation (Levy of Betterment Contribution) Amendment Rules, 1966.

2. Substitution of new rule for rule 3.- In the Mysore Irrigation (Levy of Betterment Contribution) Rules, 1964, (hereinafter referred to as the Principal rules), for rule 3, the following rule shall be substituted, namely:-

"3. Prescribed officer.- In respect of lands under an irrigation work costing.-

(i) more than rupees fifteen lakhs, the Superintending Engineer of the circle;

(ii) not more than rupees fifteen lakhs, the Executive Engineer of the Division,

in which the irrigation work is situated shall respectively be the prescribed officers for purposes of section 3".

3. Amendment of rule 4.- In rule 4 of the Principal Rules, the words " and Tahsildars" occuring in the heading and the words" and the Tahsildar" shall be omitted.

4. Substitution of new rule for rule 5.- For rule 5 of the Principal rules, the following rule shall be substituted, namely:-

"5. Procedure to be adopted by the Betterment Levy Officer The statement along with a public notice required to be published under Sub-Section (3) of Section 4 in the village Chavadi and the taluk office shall be published by the Betterment Levy Officer in form I. Copies of the statement shall also be published at such convenient places as the Betterment Levy Officer thinks fit in the locality where the lands are situated The notice to be served under sub-Section (4) of Section 4 by the Betterment Levy Officer shall be in Form II".

5. Omission of rule 6.- Rule 6 of the Principal rules

shall be omitted.

6. Substitution of new rule for rule 7. For rule 7 of the Principal rules, the following rule shall be substituted, namely:-

"7. Notice of Demand. The Betterment Levy Officer shall issue a notice of demand in Form III to the person liable to pay the contribution."

7. Amendment of rule 8. In rule 8 of the Principal rules for the words "Basic contribution" occurring in the heading the word "contribution" shall be substituted and for the words "the basic contribution" the words "the contribution" shall be substituted.

8. Amendment of rule 9. In rule 9 of the Principal rules, for the words "basic contribution", the word "contribution" shall be substituted.

9. Amendment of rule 10. In rule 10 of the Principal rules,

(i) in sub-rule (1) for the words "basic contribution", the word "contribution" shall be substituted;

(ii) in sub-rule (2), clause (4), for the words "basic contribution", the word "contribution" shall be substituted.

10. Substitution of new forms for forms I, II and III. For Forms I, II and III appended to the Principal rules, the following forms shall be substituted, namely:-

Form I.- Statement to be issued by the Betterment Levy Officer under Rule 5 of the Mysore Irrigation (Levy of Betterment contribution Rules 1964.

Form II.- Notice to be issued by the Betterment Levy Officer under Rule 5 of the Mysore Irrigation (Levy of Betterment contribution Rules 1964.

Form III.- Notice of demand to be issued by the Betterment Levy officer under Rule 7 of the Mysore Irrigation (Levy of Betterment contribution Rules 1964.

By Order and in the name of the Governor of Mysore,

(M.Channappa) 29/10/66

Deputy Secretary to Government,
Public Works Department (Irrigation).

To
The Comptroller Mysore Gazette for publication in the next issue of the Gazette.
All the Divisional Commissioners.
All the Chief Engineers (Irrigation zones).
All the Superintending Engineer (Irrigation circles).
All the Executive Engineers, (Irrigation wing).
All the Deputy Commissioners.
Copy to R.D.
Weekly Gazette.
SVG.File.

:dp/27-10-66/

FORM OF
Publication
(See rule)

The landholders of lands under the irrigable command of the irrigation work, namely, ***... specified in the statement annexed to this notice are hereby required to appear before the Betterment Levy Officer either personally or by agent at ..****.. on ..****..... and to state (1) their objections, if any, to the inclusion of the lands in the statement as lands (a) under the irrigable command of the irrigation work, or (b) of any specified nature and extent of irrigability; and (2) in respect of payment of betterment contribution, the basis on which they claim that the amount of betterment contribution has to be computed. The statement shall be made in writing and signed by the party or his agent.

*** Here specify the name of the irrigation work.

**** Here specify the place, time and date. The time to be specified in the notice should not be earlier than one month from the date of publication of the notice.

STATEMENT.

.....District, ...:Taluk, ...Circle, ...Village.

Names of the Land holders.	Survey number or other particulars of the lands under the irrigable command of the irrigation work.	Extent of lands.	Nature and extent of irrigability of the lands.	REMARKS.
(1)	(2)	(3)	(4)	(5)

Place:
Date:

Betterment Levy Officer.

FORM II

Notice

[See Rule 5 (a)]

To

(1) of

WHEREAS you are the landholder of lands under the irrigable command of the irrigation work, namely ... specified in the statement annexed to this notice.

You are hereby required to appear before the Betterment Levy Officer either personally or by agent at ... on ... and to state (1) your objection, if any, to the inclusion of the lands in the statement as lands (2) under the irrigable command of the irrigation work, or (b) of any specified nature and extent of irrigability; and (2) in respect of payment of betterment contribution, the basis on which you claim that the amount of betterment contribution has to be computed. 2. The statement shall be made in writing and signed by you or your agent.

*** Here specify the name of the irrigation work.

** Here specify the place and date and time.

STATEMENT

----------District, ----------Taluk, ---------- circle, ----------Village.

Name of the land holder.	Survey number or other particulars of the lands under the irrigable command of the irrigation work.	Extent of lands.	Nature and extent of irrigability of the lands.	Remarks.
(1)	(2)	(3)	(4)	(5)

Place:
Date:

Betterment Levy Officer,

62a

FORM III

Notice of Demand
(See rule 7).

To

Shri .....
.....

Take notice that in respect ofyour land or lands particulars of which are given in the statement annexed to this notice, a contribution specified therein has been determined and you should pay the amount due in twenty annual instalments, the first instalment being payable before *** you have the option to pay the entire amount in two years from the date of service of this notice in which case you will be allowed a rebate of ten per cent

*** Here specify the date. The date must be a date before 30th of April of the year following the date of service of notice.

S T A T E M E N T.

Name of work	Classification of work.	Villages in which the lands are situated.	Class of land.	Survey number of land.	Extent of land.	Amount of contribution payable.	Amount of contribution of any previously paid to Government.	Balance of contribution payable.	Amount of annual instalment.	Remarks.
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)	(11)

Place:
Date:

Betterment Levy Officer.

(25)

App. F. VI, G. 10

GOVERNMENT OF MYSORE

MYSORE GOVERNMENT SECRETARIAT

Amendments - Issues - to the Mysore Irrigation (Levy of betterment contribution) Rules 1964.

G.O. No. **PWD 33 LBW 64 Part- III** DATED **28-10-1966**

May this be—

(i) printed ?	**Yes**
(ii) treated as a standing order ?	--
(iii) published in the Gazette, English Part ?	**Yes**
(iv) translated ?	--
(v) placed at the disposal of the press ?	--
(vi) published in the Gazette, Kannada Part ?	--

Memo No.PWD 33 LBW 64 Part-III Bangalore, Dated: 29-10-66

Forwarded to the Compiler to the Mysore Gazette for publication in the next issue of the Gazette and for supply of 150 copies to this secretariat.

29/X/66

(T.M.Basheer Ahmed)
Section Officer, PWD
Special Irrigation Section

C.F. No. 16] **GOVERNMENT OF MYSORE**

OFFICE OF

No. G.5652 *Compiler,*
Encls. *"Mysore Gazette",*
Bangalore.

To Date 8th November 1966.

The Section Officer,
P.W.D., Special Irrigation Section,
Vidhana Soudha, Bangalore.

No 1797
10 NOV 1966
Spl Irrigation
P.W.D.

Sir, Sub:- Amendments - Issues to the Mysore Irrigation (Levy of betterment Contribution) Rules 1964.

With reference to your Notification No.P.W.D.33 LBW.64 Part III dated 29.10.66 on the subject cited above, I write to request you kindly to send a clearly typed copy for publication in the next Gazette as the enclosed notification is not clearly typed.

Yours faithfully,

for Compiler.

8/11/66.

MYSORE GOVT. SECRETARIAT
No Sec/K
10 NOV 1966
P.W.D. SPECIAL IRRIGATION

vgr

(51)

GOVERNMENT OF MYSORE.

No. PWD 33 LBW 64 (Part-II) Mysore Government Secretariat,
Vidhana Soudha,
Bangalore, Dated: 28-10-1966

N O T I F I C A T I O N.

The following draft rules to amend the Mysore Irrigation (Levy of Betterment Contribution) Rules, 1964, which the Government of Mysore Proposes to make in exercise of the Powers conferred by Section 11 of the Mysore Irrigation (Levy of Betterment Contribution and Water Rates) Act, 1957 (Mysore Act No.28 of 1957) is hereby published as required by Sub-Section (1) of the said section for the information of persons likely to be affected thereby and notice is hereby given that the said draft rules will be taken into consideration on or after the 20th of November 1966.

Any objection or suggestion which may be received from any person with respect to the aforesaid draft rules by the State Government before the date specified above will be considered by the Government. Objections and suggestions may be addressed to the Secretary to the Government of Mysore, Public Works and Electricity Department, Vidhana Soudha, Bangalore-1.

DRAFT RULES.

1. Short title. - These rules may be called the Mysore Irrigation (Levy of Betterment Contribution) Amendment Rules, 1966.

2. Substitution of new rule for rule 3. - In the Mysore Irrigation (Levy of Betterment Contribution) Rules, 1964, (hereinafter referred to as the Principal rules), for rule 3, the following rule shall be substituted, namely:-

"3. Prescribed officer. - In respect of lands under an irrigation work costing,

(i) more than rupees fifteen lakhs, the Superintending Engineer of the circle;

(ii) not more than rupees fifteen lakhs, the Executive Engineer of the Division,

in which the irrigation work is situated shall respectively be the prescribed officer for purposes of section 3".

3. Amendment of rule 4. - In rule 4 of the Principal Rules, the words "and Tahsildars" occuring in the heading and the words "and the Tahsildar" shall be omitted.

4. Substitution of new rule for rule 5. - For rule 5 of the Principal rules, the following rule shall be substituted, namely:-

"5. Procedure to be adopted by the Betterment Levy Officer. - The statement along with a public notice required to be published under Sub-Section (3) of Section 4 in the village Chavadi and the taluk office shall be published by the Betterment Levy Officer in Form I. Copies of the statement shall also be published at such convehient places as the Betterment Levy Officer thinks fit in the locality where the lands are situated. The notice to be served under sub-Section (4) of Section 4 by the Betterment Levy Officer shall be in Form II".

5. Omission of rule 6. - Rule 6 of the Principal rules

.....2

shall be omitted.

6. Substitution of new rule for rule 7.- For rule 7 of the Principal rules, the following rule shall be substituted, namely:-

"7. Notice of Demand.- The Betterment Levy Officer shall issue a notice of demand in Form III to the person liable to pay the contribution.".

7. Amendment of rule 8.- In rule 8 of the Principal rules for the words "basic contribution" occurring in the heading, the word "contribution" shall be substituted, and for the words "the basic contribution", the words "the contribution" shall be substituted.

8. Amendment of rule 9.- In rule 9 of the Principal rules, for the words "basic contribution", the word "contribution" shall be substituted.

9. Amendment of rule 10.- In rule 10 of the Principal rules,

(i) in sub-rule (1) for the words "basic contribution" the word "contribution" shall be substituted;

(ii) in sub-rule (2), clause (4), for the words "basic contribution", the word "contribution" shall be substituted.

10. Substitution of new forms for forms I, II and III. For Forms I, II and III appended to the Principal Rules, the following Forms shall be substituted, namely:-

Form I - Statement to be issued by the Betterment Levy officer under Rule 5 of the Mysore Irrigation (Levy of Betterment contribution Rules 1964.

Form II - Notice to be issued by the - Betterment Levy Officer under Rule 5 (a) of the Mysore Irrigation (Levy of Betterment contribution Rules 1964.

Form III- Notice of demand to be issued by the Betterment Levy officer under Rule 7 of the Mysore Irrigation (Levy of Betterment contribution Rules 1964.

By Order and in the name of the Governor of Mysore,

(M.Channappa)
Deputy Secretary to Government,
Public Works Department (Irrigation).

To

The Compiler, Mysore Gazette for Publication in the next issue of the Gazette.
All the Divisional Commissioners.
All the Chief Engineers (Irrigation zones).
All the Superintending Engineers (Irrigation circles).
All the Executive Engineers, (Irrigation side).
All the Deputy Commissioners.
Copy to R.D.
Weekly Gazette.
S.G.File.

kjp/27-10-66/

FORM 1.

Public Notice

(See rule 5)

.....

The landholders of lands under the irrigable comma[illegible] of the irrigation work, namely, ***... specified in the statement annexed to this notice are hereby require[illegible] to appear before the Betterment Levy Officer either personally or by agent at ..****... on ..****..... and to state (1) their objections, if any, to the inclusion of the lands in the statement as lands (a) under the irrigable command of the irrigation work, or (b) of any specified nature and extent of irrigability; and (2) in respect of payment of betterment contribution, the basis on which they claim that the amount of betterment contribution has to be computed. The statement shall be made in writing and signed by the party or his agent.

*** Here specify the name of the irrigation work.

**** Here specify theplace , time and date. The time to be specified in the notice should not be earlier than one month from the date of publication of the notice.

S T A T E M E N T

.....District, ...Taluk, ...[illegible]Circle, ...Village.

Names of the Land holders.	Survey number or other particulars of the lands under the irrigable command of the irrigation work.	Extent of lands.	Nature and extent of irrigability of the lands.	REMARKS.
(1)	(2)	(3)	(4)	(5)

Place:
Date:

Betterment Levy Officer.

To

.....

WHEREAS you are the landholder of ... namely ... specified in the sta...

You are hereby required to appear ... and to state (1) Your ... as lands (a) under the irrigable command ... irrigability; and (2) in respect of payme... amount of betterment contribution has to ... you or your agent.

*** Here specify the name of the irrigat... work

** Here specify the place and date and ... me.

FORM II.

Notice

See rule 7 (a)

... as under the irrigable command of the irrigation work, ... annexed to this notice;

fore the Betterment Levy Officer either personally or by agent ... lection, if any, to the inclusion of the lands in the statement ... the irrigation work, or (b) of any specified nature and extent ... of betterment contribution, the basis on which you claim that ... computed. The statement shall be made in writing and signed ...

S T A T E M E N T.

District, ---------- Taluk, ---------- circle, ---------- Village.

Name of the land holder.	Survey number or other particulars of the lands under the irrigable command of the irrigation work.	Extent of lands.	Nature and extent of irrigability of the lands.	Remarks.
(1)	(2)	(3)	(4)	(5)

Place:
Date:

Betterment Levy Officer,

FORM I.

Public Notice.

(See rule 5)

The landholders of lands under the irrigable comma[illegible] of the irrigation work, namely, ***... specified in the statement annexed to this notice are hereby require[illegible] to appear before the Betterment Levy Officer either personally or by agent at ..****... on ..****..... and to [illegible] (1) their objections, if any, to the inclusion of the lands in the statement as lands (a) under the irrigabl[illegible] command of the irrigation work, or (b) of any specified nature and extent of irrigability; and (2) in re[illegible] of payment of betterment contribution, the basis on which they claim that the amount of betterment co[illegible]tion has to be computed. The statement shall be made in writing and signed by the party or his agent

*** here specify the name of the irrigation work.

**** here specify theplace , time and date. The time to b[illegible]ified in the notice should not be earlier than one month from the date of publication of the notice.

S T A T E M E N [illegible]

.....District, ...Taluk, ...[illegible].....Circle, ...Village.

Names of the Land holders.	Survey number or other particulars of the lands under the irrigable command of the irrigation work.	Extent of lands.	Nature and extent of irrigability of the lands.	REMARKS.
(1)	(2)	(3)	(4)	(5)

Place:
Date:

Betterment Levy Officer.

FORM III

Notice of Dema[illegible]
(See rule 7[illegible]

Shri .....

.....

Take notice that in respect ofyour land or lands p[illegible]iculars of which are given in the statement annexed to this notice, a contribution specified therein has been deter[illegible]ed and you should pay the amount due in twenty annual instalments, the first instalment being payable before *** you have the option to pay the entire amount in two years from the date of service of this notice in [illegible] case you will be allowed a rebate of ten per cent.

*** Here specify the date. The date must be a date before 30th [illegible] April of the year following the date of service of notice.

S T A [illegible] M E N T.

Name of work	Classification of work.	Village or Villages in which the lands are situated.	Class of land.	Survey number of land.	Extent of land.	Amount of contribution payable.	Amount of contribution of any previously paid to Government.	Balance of contribution payable.	Amount of annual instalment.	Remarks.
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)	(11)

Place:
Date:

Betterment Levy Officer.

No. PWD. 33 LBW 64 Part III.

To,

The Compiler
Mysore Gazette
Bangalore.

Sir,

Sub:— Amendment to the Mysore Irrigation (Levy of betterment Contribution) Rules 1964.

— x —

I am directed to refer to your letter No. ~~dated~~ G. 5652 dated 8-11-1966 on the above subject and to forward herewith a ~~clearly typed~~ Clear type-written copy of the notification for necessary action. This may please be published in the next issue of the Mysore Gazette ~~positively~~ without fail

Yours faithfully.

(T. M. B. Ahmed)
S.O.
PWD Spl. Irrgn
15/11/66.

Pub 83 Lgwgs/Part III.

15 Nov.66

Public Works Department, Bangalore.

The Compiler,
Mysore Gazette, Bangalore.

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Yours faithfully,

(T.M.B. Ahmed),
Section Officer,
Public Works Department.

Issued

Ahmed/15.11**

GOVERNMENT OF MYSORE.

No.PWD.33 LBW.64 Part III. Mysore Government Secretariat,
Vidhana Soudha,
Bangalore, dated 26/29.10.1966

N O T I F I C A T I O N.

The following draft rules to amend the Mysore Irrigation (Levy of Betterment Contribution) Rules, 1964, which the Government of Mysore proposes to make in exercise of the Powers conferred by Section 11 of the Mysore Irrigation(Levy of Betterment Contribution and water rates) Act 1957(Mysore Act No.28 of 1957) is hereby published as required by Sub-Section (1) of the said section for the information of persons likely to be affected thereby and notice is hereby given that the said draft rules will be taken into consideration on or after 30th of November 1966.

Any objection or suggestion which may be received from any person with respect to the aforesaid draft rules by the State Government before the date specified above will be considered by the Government. Objections, and suggestions may be addressed to the Secretary to the Government of Mysore, Public Works and Electricity Department, Vidhana Soudha, Bangalore-1.

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1. Title:- These rules may be called the Mysore Irrigation (Levy of Betterment Contribution)Amendment Rules 1966.

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"3. Prescribed Officer:- In respect of lands under an irrigation work costing.

i) more than rupees fifteen lakhs, the Superintending Engineer of the Circle;

ii) not more than rupees fifteen lakhs, the Executive Engineer of the Division,

in which the irrigation work is situated shall respectively be the prescribed officer for purposes of section 3".

3. Amendment of rule 4:- In rule 4 of the Principal Rules, the words " and Tahsildars" occuring in the heading and the words" and the Tahsildar" shall be omitted.

4. Substitution of new rule for rule 5:- For rule 5 of the Principal rules, the following rule shall be substituted, namely

"5. Procedure to be adopted by the Betterment Levy Officer:-

The statement along with a public notice required to be published under sub-section (3) of section 4 in the village Chavadi and the taluk office shallbe published by the Betterment Levy Officer in Form No.I. Copies of the statement shall also be published at such convenient places as the Betterment Levy Officer thinks fit in the locality where the lands are situated. The notice to be served under sub-section (4) of section 4 by the Betterment Levy Officer shall be in Form II."

5. Omission of rule 6:- Rule 6 of the Principal rules shall be omitted.

6. Substitution of new rule for rule 7:- For rule 7 of the Principal rules, the following rule shall be substituted, namely:-

..... 2

Notice of Demand:-The Betterment Levy Officer shall issue a notice of demand in Form III to the person liable to pay the contribution".

7. Amendment of rule 8:-In rule 8 of the Principal rules, for the words "Basic contribution" occuring in the heading, the word "contribution" shall be substituted and for the words "the basic contribution", the words "the contribution" shall be substituted.

8. Amendment of rule 9:-In rule 9 of the Principal rules, for the words "basic contribution", the word "contribution" shall be substituted.

9. Amendment of rule 10:- In rule 10 of the Principal rules.

i) in sub-rule (1) for the words "basic contribution" the word "contribution" shall be substituted;

ii) in sub-rule (2) in clause (4), for the words "basic contribution", the word "contribution" shall be substituted.

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For Forms I, II and III appended to the Principal rules, the following forms shall be substituted, namely.

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Form II - Notice to be issued by the - Betterment Levy Officer under Rule 5 (a) of the Mysore Irrigation (Levy of Betterment contribution) Rules 1964.

Form III - Notice of demand to be issued by the - Betterment Levy Officer under Rule 7 of the Mysore Irrigation (Levy of Betterment contribution) Rules 1964.

By order and in the name of the
Governor of Mysore.

(M. Channappa)
Deputy Secretary to Government,
Public Works Department(Irrigation).

To
The Compiler Mysore Gazette for Publication in the next issue of the Gazette.
All the Divisional Commissioners.
All the Chief Engineers(Irrigation zones)
All the Superintending Engineers(Irrigation circles)
All the Executive Engineers (Irrigation side)
All the Deputy Commissioners.
Copy to R.D.
Weekly Gazette.
S.G. File.

[redacted]
(See Rule [redacted])

The landholders of lands under the irrigable [redacted] the irrigation work, namely, ... specified in the statement annexed to this notice are hereby required [redacted] pear before the Betterment Levy Officer either personally or by agent at . . . . . on . . . . . and to state (1) [redacted] objections, if any, to the inclusion of the lands in the statement as lands (a) under the irrigable command of the [redacted] tion work, or (b) of any specified nature and extent of irrigability; and (2) in respect of payment of betterment [redacted] tion, the basis on which they claim that the amount of betterment contribution has to be computed. The statement [redacted] be made in writing and signed by the party or his agent.

. . . . here specify the name of the Irrigation work.

. . . . here specify the place, time and date. The time to be [redacted] ecified in the notice should not be earlier than one month from the date of publication [redacted] the notice.

STATEMENT.

.....District.....Taluk .....[redacted].....Village.

Names of the Land Holders	Survey number or other particulars of the lands under the irrigable command of the irrigation work.	Extent of lands	Nature and extent of [redacted] irrigability of the lands.	Remarks.
(2)		(3)	(4)	(5)

PLACE.

DATE.

BETTERMENT LEVY OFFICER.

FORM II.

NOTICE

(SEE RULE 5 (a))

o

. . . . . .

. . . . . .

WHERREAS you are the landholder of lands under the irrigable command of the irrigation work namely . . . . . specified in the statement annexed to this notice.

You are hereby required to appear before the Betterment Levy Officer either personally or by agent at .....on .....and to state(1) Your objection, if any, to the inclusion of the lands in the statement as lands (a) under the irrigable command of the irrigation work, or (b) of any specified nature and extent of irrigability; and (2) in respect of payment of betterment contribution, the basis on which you claim that the amount of betterment contribution has to be computed. The statement shall be made in writing and signed by you or your agent.

. . . . . .Here specify the name of the irrigation work.

. . . . . .Here specify the place and date and time.

STATEMENT.

. . . . . .District . . . . . Taluk . . . . . .Circle . . . . . .Village.

Name of the land holder (1)	Survey number or other particulars of the lands under the irrigable command of the irrigation work. (2)	Extent of lands (3)	Nature and extent of irrigability of the lands (4)	Remarks. (5)

Place:

Date.

BETTERMENT LEVY OFFICER.

FORM III.

Notice of Demand.

(See Rule 7)

Shri.. . . . . .
. . . . . .

Take notice that in respect of your land or lands particulars of which are given in the statement annexed to this notice, a contribution specified therein has been determined and you should pay the amount due in twenty annual instalments, the first instalment being payable before . .*. c. . . . you have the option to pay the entire amount in two years from the date of service of this notice in which case you will be allowed a rebate of ten per cent.

. . . . Here specify the date .The date must be a date before 30th of April of the year following the date of service of notice.

STATEMENT.

Name of work	Classification of work	Village or villages in which the lands are situated	Class of land	Survey no. of land	Extent of land	Amount of contribution payable	Amount of contribution of any previously paid to Govt.	Balance of contribution payable	Amount of annual instalments	Remarks.
1	2	3	4	5	6	7	8	9	10	11

PLACE.

DATE.

BETTERMENT LEVY OFFICER.

Mantha.

M. G. S. APP. F. III—1]

MYSORE GOVERNMENT SECRETARIAT

( )

NOTES.

File No. PWD. 33 LBW 64 (III).

FILE HEADING.

Amendment to (Mysore Act 28 of 1957) vide Notification No. PWD 33 LBW 64 Part III dated 29-10-66.

FROM— The Special Thasildar for V.C. Collections Mandya Dist.

No. HCPR III/66-67. Dated 18-11-66. Received 19-11-66.

Diary No. 6564. Enclos. — Spare copies — Serial No. —

BRIEF ABSTRACT OF LETTER

Certain Amendments and Translation of Form I. Proposed.

NOTES AND ORDERS.

Letter No. HCPR III/66-67 Dt. 18-11-66 from Special Thasildar V.C. Collection Mandya placed below may please be perused. The main file has been submitted separately.

Referring to the Notification No. PWD 33 LBW 64 Part III Dt. 29-10-66 Placed below the Spe Special Thasildar has Recomended the following Suggestions:—

1. In Form No I which is Required to be published under Rule 5 of the Rules, a Column for the Rate of Contribution payable may be provided.

2. The Forms to be published in Kannada and Circulated or Served on the Ryots who in his opinion are mostly ignorant of the English language.

P.T.O.

NOTES—First Sheet

File No. of 195

Mysore Government Secretariat

1903/SP66

Submitted for orders.

Sd/-
23/XI/66.

The Journal has been issued after perusing by the Law Dept. Now the Secretary further suggested hence his suggestion to add one column to the Journal as appears in the Government Order. The above suggestion for printing Rulings in Kannada this question is being pursued separately. This may be filed along in the main file.

Sd/-
26/11

(LCPR 111/66-67)

To The Secretary to the government of Mysore,
Public Works and Electricity
Vidhana Soudha
Bangalore 1

Sir, Subject — Amendment to Mysore Act 28 of 1957 vide Notification No PWD 33 LCB 66 Part III D. 29.10.66

6564 19 NOV 1968 Mandya SECTION

Adverting to the above I write to submit the following suggestions

In Form I which is required to be published under Rule 5 of the Rules to be substituted the grade of contribution payable is not noted. It appears reasonable to provide an additional column for the information of the beneficiary

1903 19 NOV 1968

further, these forms may kindly be got printed in Kannada and circulated or served on the ryot classes who are mostly ignorant of the English language

GOVT. SECRETARIAT NO 4 NOV 1968 SK, Bangalore I & D (SPECIAL IRRIGATION)

4/11/68

Yours faithfully
/Thambachar
Special Tahasildar,
For V. C. Collections, Mandya Taluk.

18/11/68

APP. F III—1]

MYSORE GOVERNMENT SECRETARIAT

( )

NOTES.

File No. PWD 33 LBW 64 Part III.

FILE HEADING.

The Mysore Irrigation (Levy of betterment Contribution) Rules 1964.

FROM— The Superintendent Engineer B.C.

No. IRR/CBC/5/9503 Dated 19-11-66 Received 23.11.66

Diary No. 1931 | Enclos. — | Spare copies — | Serial No. —

BRIEF ABSTRACT OF LETTER

No Comments to offer.

NOTES AND ORDERS.

The Superintending Engineer BC has stated that he has no Comments to offer on the draft amendment to the Mysore Irrigation (levy of betterment Contribution) Rules 1964. His letter is placed below for perusal. The main file has been submitted separately. This Receipt will be placed in the main file after its Receipt

MD 33 LBW 64 25/11/66.

DAP 23/11/66

For perusal.

25/11 DS) 29/11

Pl put up in the Court file

28/11

NOTES—First Sheet

No. IRR/C&C/ 2503

Office of the
Superintending Engineer, BC.
Belgaum 19 NOV 1966

To

The Secretary to the Govt of Mysore
P.W. & Electricity Department
Vidhana Soudha Bangalore 1.

Subject : The Mysore Irrigation (Levy of betterment contribution) Rules 1964

Reference : G.O.No.PWD 33 LBW 63 part III dated 28-10-1966

1931

Sir,

I have no comments to offer on the draft amendment to the Mysore Irrigation (Levy of betterment contribution) Rules 1964.

Yours faithfully,

N Veerabhadraiah
16.11.66
Superintending Engineer, BC.

MYSORE GOVT. SECRETARIAT
No .....
22 NOV 1966
G (SPECIAL IRRIGATION)

K.I.D.18

48(A)Lg

NOTIFICATION

The following draft rules to amend the Mysore Irrigation (Levy of Betterment Contribution) Rules, 1966, in supersession of the draft rules published in Part IV - Section 2-C(i) of the Mysore Gazette dated 24th November, 1966, as ~~Xxx~~ G.S.R.1238, which the Government of Mysore proposes to make in exercise of the powers conferred by ~~xxxx xxxtixxxxxiixx(i)xxx~~ section 11 of the Mysore Irrigation (Levy of Betterment Contribution and Water Rates) Act, 1957 (Mysore Act No.28 of 1957) is hereby published as required by sub-section (1) of the said section for the information of persons likely to be affected thereby and notice is hereby given that the said draft rules will be taken into consideration on or after ~~(xxx)~~ ---------

x x x
(Here specify the date.)
which may be not less than one month from actual date of publication)

Any objection or suggestion which may be received from any person with respect to the aforesaid draft rules by the State Government before the date specified above will be considered by the Government. Objections and suggestions may be addressed to the Secretary to the Government of Mysore, Public Works and Electricity Department, Vidhana Soudha, Bangalore-1.

Draft Rules

[1.
2
3

49

PUBLIC WORKS SECRETARIAT.

NOTIFICATION

In excercise of the powers conferred by section 11 of the Mysore Irrigation (levy of Betterment Contribution and Water Rate) Act, 1957 (Mysore Act 28 of 1957), the Government of Mysore hereby makes the following rules, the draft of the same having been previously published as required by sub-section (1) of the said Section, in Notification No. PWD 33 LBW 64 - Supplementary, dated 28/29, Oct. 1966 as G.S.R. No. 921/238 in part IV, Section 2-C(i) of the Mysore Gazette, dated 24th Novr. 1966 namely

THE MYSORE IRRIGATION (LEVY OF BETTERMENT CONTRIBUTION) (AMENDMENT) RULES, 1966

1. Title:—These rules may be called the Mysore Irrigation (Levy of Betterment Contribution) (Amendment) Rules, 1966.

2. Substitution of new rule for rule 3:—In the Mysore Irrigation (Levy of Betterment Contribution) Rules, 1964 (hereinafter referred to as the Principal rules), for rule 3, the following rule shall be substituted, namely:—

"**3. Prescribed Officer:**—In respect of lands under an irrigation work costing.—

(i) more than rupees fifteen lakhs, the Superintending Engineer of the Circle;

(ii) not more than rupees fifteen lakhs, the Executive Engineer of the Division,

in which the irrigation work is situated shall respectively be the prescribed officer for purposes of section 3".

3. **Amendment of rule 4:**—In rule 4 of the Principal Rules, the words " and Tahsildars" occurring in the heading and the words "and the Tahsildar" shall be omitted.

4. **Substitution of new rule for rule 5:**—For rule 5 of the Principal rules, the following rule shall be substituted, namely—

"5. **Procedure to be adopted by the Betterment Levy Officer:**—The statement along with a public notice required to be published under sub-section (3) of section 4 in the village Chavadi and the taluk office shall be published by the Betterment Levy Officer in Form 1. Copies of the statement shall also be published at such convenient places as the Betterment Levy Officer thinks fit in the locality where the lands are situated. The notice to be served under sub-section (4) of section 4 by the Betterment Levy Officer shall be in Form II".

5. **Omission of rule 6:—** Rule 6 of the Principal rules shall be omitted.

6. **Substitution of new rule for rule 7:**—For rule 7 of the Principal rules, the following rule shall be substituted, namely:—

"7. **Notice of Demand:**—The Betterment Levy Officer shall issue a notice of demand in Form III to the person liable to pay the contribution".

7. **Amendment of rule 8:**—In rule 8 of the Principal rules, for the words" Basic Contribution" occuring in the heading, the word "Contribution" shall be substituted and for the words "the basic contribution", the words "the contribution" shall be substituted.

8. Amendment of rule 9:—In rule 9 of the Principal Rules, for the words "basic contribution" the word "contribution" shall be substituted.

9. Amendment of rule 10:—In rule 10 of the Principal rules.—

(i) in sub-rule (1) for the words "basic contribution", the word "contribution" shall be substituted;

(ii) in sub-rule (2) in class (4), for the words "basic contribution", the word "contribution" shall be substituted.

10. Substitution of new forms for Forms I, II and III.—For Forms I, II and III appended to the Principal rules, the following forms shall be substituted, namely:—

Form I:—Statement to be issued by the Betterment Levy Officer under Rule 5 of the Mysore Irrigation (Levy of Betterment Contribution) Rules 1964.

Form II—Notice to be issued by the Betterment Levy Officer under Rule 5 (a) of the Mysore Irrigation (Levy of Betterment Contribution) Rules, 1964.

Form III—Notice of demand to be issued by the Betterment Levy Officer under Rule 7 of the Mysore Irrigation (Levy of Betterment Contribution) Rules, 1964.

[No. PWD 33 LBW. 64.]

By order and in the name of the Governor of Mysore,

M. CHANNAPPA, *Deputy Secy.*

FORM I.

PUBLIC NOTICE.

(See Rule 5)

The landholders of lands under the irrigable command of the Irrigation work, namely ..... specified in the statement annexed to this notice are hereby required to appear before the Betterment Levy Officer either personally or by Agent at , on and to state (1) their objections, if any, to the inclusion of the lands in the statement as lands (a) under the irrigable command of the irrigation work, or (b) of any specified nature and extent of irrigability; and (2) in respect of payment of betterment contribution, the basis on which they claim that the amount of betterment contribution has to be computed. The statement shall be made in writing and signed by the party or his Agent.

Here specify the name of the Irrigation work.

Here specify the place, time and date. The time to be specified in the notice should be earlier than one month from the date of publication of the Notice.

STATEMENT.

..... District..... Taluk..... Circle..... Village

Names of the Land Holders	Survey number or other particulars of the lands under the irrigable command of the irrigation work	Extent of lands	Nature and extent of the irrigability of the lands	Remarks
(1)	(2)	(3)	(4)	(5)

Place.
Date.

Betterment Levy Officer.

FORM II.

NOTICE

(*See* Rule 5 (a))

To

.....

....

WHEREAS you are the landholder of lands under the irrigable command of the irrigation work namely specified in the statement annexed to this notice.

You are hereby required to appear before the Betterment Levy Officer either personally or by agent at on and to state (1) your objection, if any, to the inclusion of the lands in the statement as lands (a) under the irrigable command of the irrigation work, or (b) of any specified nature and extent of irrigability ; and (2) in respect of payment of betterment contribution, the basis on which you claim that the amount of betterment contribution has to be computed. The statement shall be made in writing and signed by you or your agent.

Here specify the name of the irrigation work.

Here specify the place and date and time.

STATEMENT.

.....District .....Taluk.....Circle .....Village

Name of the land holder	Survey number or other particulars of the lands under the irrigable command of the irrigation work	Extent of lands	Nature and extent of irrigability of the lands	Remarks
(1)	(2)	(3)	(4)	(5)

Place :

Date : Betterment Levy Officer

FORM III.

NOTICE OF DEMAND.

[*See* Rule 7]

Shri .....

.....

Take notice that in respect of your land or lands particulars of which are given in the statement annexed to this notice, a contribution specified therein has been determined and you should pay the amount due in twenty annual instalments, the first instalment being payable before *** you have the option to pay the entire amount in two years from the date of service of this notice in which case you will be allowed a rebate of ten per cent.

*** Here specify the date. The date must be a date before 30th of April of the year following the date of service of notice.

STATEMENT.

Name of work	Classification of work.	Village or villages in which lands are situated.	Class of land	Survey No. of land	Extent of land	Amount of contribution payable	Amount of contribution if any previously paid to Government	Balance of contribution payable	Amount of annual instalment	Remarks
1	2	3	4	5	6	7	8	9	10	11

Place.
Date.

Betterment Levy Officer.

Printed by the Director of Printing, Sty. & Publications at the Govt. Press, B'lore

29-11-66

57

2946

App. F. VI, G. 10

GOVERNMENT OF MYSORE

MYSORE GOVERNMENT SECRETARIAT

Amendments - Issues - to the Mysore Irrigation (Levy) of Betterment Contribution) Rules, 1964.

G.O. No. **PWD 33 LBW 64 Part-III** DATED **19th December 1966.**

May this be—

(i) printed ? **Yes.**

(ii) treated as a standing order ? ---

(iii) published in the Gazette, English Part ? **Yes.**

(iv) translated ? ---

(v) placed at the disposal of the press ? ---

vi) published in the Gazette, Kannada Part ? ---

MemoNo.PWD 33 LBW 64 Part-III. Bangalore, Dated, 19-12-1966.

Forwarded to the Compiler Mysore Gazette for publication in the next issue of the Gazette and for supply of 150 copies to this Secretariat.

D/C 23/12/66

(M. Channappa)
Deputy Secretary to Government,
P.W.D. (Irrigation).

GOVERNMENT OF MYSORE

No.PWD 33 LBW 64-Part III.

Mysore Government Secretariat,
Vidhana Soudha,
Bangalore, Dated, 19th Decr. 1966.

NOTIFICATION.

The following draft rules to amend the Mysore Irrigation (Levy of Betterment Contribution) Rules, 1966, in supersession of the draft rules published in Part IV - Section 2-C(1) of the Mysore Gazette dated 24th November 1966, as G.S.R.1238, which the Government of Mysore proposes to make in exercise of the powers conferred by Section 11 of the Mysore Irrigation (Levy of Betterment Contribution and Water Rates) Act, 1957 (Mysore Act No.28 of 1957) is hereby published as required by Sub-Section (1) of the said Section for the information of persons likely to be affected thereby and notice is hereby given that the said draft rules will be taken into consideration on or after ---25th January 1967----1967,

Any objection or suggestion which may be received from any person with respect to the aforesaid draft rules by the State Government before the date specified above will be considered by the Government. Objections and suggestions may be addressed to the Secretary to the Government of Mysore, Public Works and Electricity Department, Vidhana Soudha, Bangalore-1.

DRAFT RULES.

1. Title:- These rules may be called the Mysore Irrigation (Levy of Betterment Contribution) (Amendment) Rules, 1967.

2. Substitution of new rule for rule 3:- In the Mysore Irrigation (Levy of Betterment Contribution) Rules, 1964, (hereinafter referred to as the principal rules), for rule 3, the following rule shall be substituted, namely:-

"3. Prescribed Officer:- In respect of lands under an irrigation work costing.-

(i) more than rupees fifteen lakhs, the Superintending Engineer of the Circle;

(ii) not more than rupees fifteen lakhs, the Executive Engineer of the Division in which the irrigation work is situated shall respectively be the prescribed officers for purposes of Section 3."

3. Amendment of rule 4:- In rule 4 of the principal rules, the words "and Tahsildars" occurring in the heading and the words "and the Tahsildar" shall be omitted.

(Contd....2)

Substitution of new rule for rule 5:- For rule 5 of the principal rules, the following rule shall be substituted, namely -

'5. Procedure to be adopted by the Betterment Levy Officer:- The statement along with a public notice required to be published under sub-section (3) of section 4 in the village chavadi and the taluk office shall be published by the Betterment Levy Officer in Form 1. Copies of the statement shall also be published at such convenient places as the Betterment Levy Officer thinks fit in the locality where the lands are situated. The notice to be served under sub-section (4) of section 4 by the Betterment Levy Officer shall be in Form II".

5. Omission of rule 6:- Rule 6 of the principal rules shall be omitted.

6. Substitution of new rule for rule 7:- For rule 7 of the principal rules, the following rule shall be substituted, namely:-

"7. Notice of Demand:- The Betterment Levy Officer shall issue a notice of demand in Form III to the person liable to pay the contribution".

7. Amendment of rule 8:- In rule 8 of the principal rules, for the words "Basic contribution" occurring in the heading, the word "Contribution" shall be substituted and for the words "the basic contribution", the words "the contribution"shall be substituted.

8. Amendment of rule 9:- In rule 9 of the principal rules, for the words "basic contribution" the word "contribution" shall be substituted.

Amendment of rule 10:- In rule 10 of the principal rules.-

(a) in sub-rule (1),for the words "basic contribution", the word "contribution" shall be substituted;

(b) in sub-rule (2), in clause (4), for the words "basic contribution", the word"contribution" shall be substituted.

~~(c) xxxx

Here specify the name of the Irrigation work.

Here specify the place, time and date. The time to be specified in the notice should be earlier than one month from the date of publication of the Notice.

STATEMENT.

.....District.....Taluk.....Circle.....Village.

Name of the Land-Holders.	Survey number or other particulars of the lands under the irrigable command of the irrigation work.	Extent of lands.	Nature and extent of the irrigability of the lands.	Remarks.
1.	2.	3.	4.	5.

Place.

Date. Betterment Levy Officer.

FORM II.
NOTICE.
(See Rule 5).

To

. . . . . .
. . . . . .

WHEREAS you are the landholder of lands under the irrigable command of the irrigation work namely . . . xxx . . . . specified in the statement annexed to this notice.

You are hereby required to appear before the Betterment Levy Officer either personally or by agent at xxxx . . . . on . xxxx . . and to state (1) your objection, if any, to the inclusion of the lands in the statement as lands (a) under the irrigable command of the irrigation work, or (b) of any specified nature and extent of irrigability and (2) in respect of payment of betterment contribution, the basis on which you claim that the amount of betterment contribution has to be computed. The statement shall be made in writing and signed by you or your agent.

xx Here specify the name of the irrigation work.

xxx Here specify the place and date and time.

(Contd....4)

STATEMENT.

...District.....Taluk.....Circle.....Village.

ame of he land-older.	Survey number or other particulars of the lands under the irrigable command of the irrigation work.	Extent of lands.	Nature and extent of irrigability of the lands.	Remarks.
1.	2.	3.	4.	5.

Place:
Date:

Betterment Levy Officer.

FORM III.
NOTICE OF DEMAND.
(See Rule 7).

Shri . . . . . .
. . . . . .

Take notice that in respect of your land or lands particulars of which are given in the statement annexed to this notice, a contribution specified therein has been determined and you should pay the amount due in twenty annual instalments, the first instalment being payable before *** you have the option to pay the entire amount in two years from the date of service of this notice in which case you will be allowed a rebate of ten per cent.

*** Here specify the date. The date must be a date before 30th of April of the year following the date of service of notice.

STATEMENT.

Name of work.	Classification of work.	Village or villages in which the lands are situated.	Class of land.	Survey No. of land.	Extent of land.	Amount of contribution payable.	Amount of contribution if any previously paid to Government.	Balance of contribution payable.	Amount of annual instalment.	Remarks.
1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.

Place:
Date:

Betterment Levy Officer.

(Contd...5)

Place:

Date:

Betterment Levy Officer.

BY ORDER AND IN THE NAME OF THE
GOVERNOR OF MYSORE

(M. CHANNAPPA)
Deputy Secretary to Government,
P.W.D. (Irrigation).

The Compiler, Mysore Gazette for publication in the next issue of the Gazette.

All the Divisional Commissioners.
All the Chief Engineers (Irrigations zones).
All the Superintending Engineers (Irrigation Circle).
All the Executive Engineers (Irrigation side).
Copy to R.D.
Weekly Gazette.
S.G. File.

GOVERNMENT OF MYSORE

No.PWD 33 LBW 64-Part III. Mysore Government Secretariat, Vidhana Soudha, Bangalore. Dated, 19th Decr. 1966.

NOTIFICATION

The following draft rules to amend the Mysore Irrigation (Levy of Betterment Contribution) Rules. 1966, in supersession of the draft rules published in Part IV - Section 2-C(1) of the Mysore Gazette dated 24th November 1966, as G.S.R. 1238, which the Government of Mysore proposes to make in exercise of the powers conferred by Section 11 of the Mysore Irrigation (Levy of Betterment Contribution and Water Rates) Act, 1957 (Mysore Act No. 28 of 1957) is hereby published as required by Sub-Section (1) of the said Section for the information of persons likely to be affected thereby and notice is hereby given that the said draft rules will be taken into consideration on or after 25th January 1967,

Any objection or suggestion which may be received from any person with respect to the aforesaid draft rules by the State Government before the date specified above will be considered by the Government. Objections and suggestions may be addressed to the Secretary to the Government of Mysore, Public Works and Electricity Department, Vidhana Soudha, Bangalore-1,

DRAFT RULES.

1. Titles:- These rules may be called the Mysore Irrigation (Levy of Betterment Contribution) (Amendment) Rules, 1967.

2. Substitution of new rule for rule 3:- In the Mysore Irrigation (Levy of Betterment Contribution) Rules, 1964, (hereinafter referred to as the principal rules), for rule 3, the following rule shall be substituted, namely:-

"3. Prescribed Officer:- In respect of lands under an irrigation work costing,-

(i) more than rupees fifteen lakhs, the Superintending Engineer of the Circle;

(ii) not more than rupees fifteen lakhs, the Executive Engineer of the Division, in which the irrigation work is situated shall respectively be the prescribed officers for purposes of Section 3."

3. Amendment of rule 4:- In rule 4 of the principal rules, the words "and Tahsildars" occurring in the heading and the words "and the Tahsildar" shall be omitted.

(Contd....2)

4. Substitution of new rule for rule 5:- For rule 5 of the principal rules, the following rule shall be substituted, namely -

'5. Procedure to be adopted by the Betterment Levy Officer:- The statement along with a public notice required to be published under sub-section (3) of section 4 in the village chavadi and the taluk office shall be published by the Betterment Levy Officer in Form 1. Copies of the statement shall also be published at such convenient places as the Betterment Levy Officer thinks fit in the locality where the lands are situated. The notice to be served under sub-section (4) of section 4 by the Betterment Levy Officer shall be in Form II".

5. Omission of rule 6:- Rule 6 of the principal rules shall be omitted.

6. Substitution of new rule for rule 7:- For rule 7 of the principal rules, the following rule shall be substituted namely:-

"7. Notice of Demand:- The Betterment Levy Officer shall issue a notice of demand in Form III to the person liable to pay the contribution".

7. Amendment of rule 8:- In rule 8 of the principal rules, for the words "Basic contribution" occurring in the heading, the word "Contribution" shall be substituted and for the words "the basic contribution", the words "the contribution"shall be substituted.

8. Amendment of rule 9:- In rule 9 of the principal rules, for the words "basic contribution", the word "contribution" shall be substituted.

9. Amendment of rule 10:- In rule 10 of the principal rules.-

(a) in sub-rule (1), for the words "basic contribution", the word "contribution" shall be substituted;

(b) in sub-rule (2), in clause (4), for the words "basic contribution", the word"contribution" shall be substituted.

10. Substitution of new forms for Forms I, II and III. - For Forms I, II and III appended to the principal rules, the following forms shall be substituted, namely,

FORM I.
PUBLIC NOTICE.
(See Rule 5).

The landholders of lands under the irrigable command of the Irrigation work, namely .....xx..... specified in the statement annexed to this notice are hereby required to appear before the Betterment Levy Officer either personally or by Agent at ..xxx.... on.....xxx..... and to state (1) their objections, if any, to the inclusion of the lands in the statement as lands (a) under the irrigable command of the irrigation work, or (b) of any specified nature and extent of irrigability; and (2) in respect of payment of betterment contribution, the basis on which they claim that the amount of betterment contribution has to be computed. The statement shall be made in writing and signed by the party or his Agent.

(Contd.....3)

xx Here specify the name of the Irrigation work.

xxx Here specify the place, time and date. The time to be specified in the notice should be earlier than one month from the date of publication of the Notice.

STATEMENT.

.....District.....Taluk.....Circle.....Village.

Name of the Land-Holders.	Survey number or other particulars of the lands under the irrigable command of the irrigation work.	Extent of lands.	Nature and extent of the irrigability of the lands.	Remarks.
1.	2.	3.	4.	5.

Place.

Date.

Betterment Levy Officer.

FORM II.
NOTICE.
(See Rule 5).

To

.....

WHEREAS you are the landholder of lands under the irrigable command of the irrigation work namely .xx..... specified in the statement annexed to this notice.

You are hereby required to appear before the Betterment Levy Officer either personally or by agent at .xxx..... on .xxx..... and to state (1) your objection, if any, to the inclusion of the lands in the statement as lands (a) under the irrigable command of the irrigation work, or (b) of any specified nature and extent of irrigability and (2) in respect of payment of betterment contribution, the basis which you claim that the amount of betterment contribution has to be computed. The statement shall be made in writing and signed by you or your agent.

xx Here specify the name of the irrigation work.

xxx Here specify the place and date and time.

(Contd.....4)

STATEMENT...

.....District.....Taluk.....Circle.....Village.

Name of the land-holder.	Survey number or other particulars of the lands under the irrigable command of the irrigation work.	Extent of lands.	Nature and extent of irrigability of the lands.	Remarks.
1.	2.	3.	4.	5.

Place:
Date:

Betterment Levy Officer.

FORM III.
NOTICE OF DEMAND.
(See Rule 7).

Shri .....
.....

Take notice that in respect of your land or lands particulars of which are given in the statement annexed to this notice, a contribution specified therein has been determined and you should pay the amount due ~~xx~~ in twenty annual instalments, the first instalment being payable before *** you have the option to pay the entire amount in two years from the date of service of this notice in which case you will be allowed a rebate of ten per cent.

*** Here specify the date. The date must be a date before 30th of April of the year following the date of service of notice.

STATEMENT.

1. Name of work.	2. Classification of work.	3. Village or villages in which the lands are situated.	4. Class of land.	5. Survey No. of land.	6. Extent of land.	7. Amount of contribution payable.	8. Amount of contribution if any previously paid to Government.	9. Balance of contribution payable	10. Amount of annual instalment.	11. Remarks.

Place:
Date:

Betterment Levy Officer.

(Contd...5)

BY ORDER AND IN THE NAME OF THE
GOVERNOR OF MYSORE

M Channappa 20/12/66

(M. CHANNAPPA)
Deputy Secretary to Government,
P.W.D. (Irrigation).

To

The Compiler, Mysore Gazette for publication in the next issue of the Gazette.

All the Divisional Commissioners.
All the Chief Engineers (Irrigations zones).
All the Superintending Engineers (Irrigation Circle).
All the Executive Engineers (Irrigation side).
All the Deputy Commissioners.
Copy to R.D.
Weekly Gazette.
S.G. File.

Issued 28/12/66

cn/

67

No. WRD-9 /298 Office of the
Executive Engineer, Ports Dn.
Karwar
Dated 19-1-1967.

To

The Secretary,
P.W.& Electricity Department,
Vidhana Soudha
Bangalore.

212

Sub:- Draft Rules to amend the Mysore Irrigation (Levy of Betterment Contribution) Rules 1965 etc.

Ref:- Govt. Notification No.PWD-33/LDV 64 Ports III dated 13-12-1966 received under Superintending Engineer Dharwar Circle Dharwar's No.IRR/ 33-5/12045/66 of 3-1-1967.

WD (Spl. Irrgn).
No Date 23-1-67.

Sir,

As this Division has no irrigation works, I have no objections or suggestions to offer.

Yours faithfully,

H. 16 P.S. 19/1/67
Executive Engineer, Ports Dn
Karwar.

4

Copy submitted to the Superintending Engineer, Karwar Circle Dharwar for favour of information.

Dir/- 19/1/-

Draft. 68

No.PWD

NOTIFICATION.

In exercise of the powers conferred by Section 11 of the Mysore Irrigation (Levy of Betterment Contribution and Water Rate) Act, 1957, (Mysore Act No.28 of 1957), the ~~Govt.~~ Government of Mysore hereby makes the following Rules, the draft of the same having been published in Notification No. PWD 33 LBW 64 Part-III dated 19th December 1966 in the Mysore Gazette dated 22nd December 1966, as required by Sub-Section (1) of the said Section, namely:-

The Mysore Irrigation (Levy of Betterment Contribution) (Amendment) Rules, 1967.

1. **Title.**—These rules may be called the Mysore Irrigation (Levy of Betterment Contribution) (Amendment) Rules, 1967.

2. **Substitution of new rule for rule 3.**—In the Mysore Irrigation (Levy of Betterment Contribution) Rules, 1964. (hereinafter referred to as the principal rules), for rule 3, the following rule shall be substituted, namely:—

"3. **Prescribed Officer.**—In respect of lands under an irrigation work costing.—

(i) more than rupees fifteen lakhs, the Superintending Engineer of the Circle ;

(ii) not more than rupees fifteen lakhs, the Executive Engineer of the Division in which the irrigation work is situated, shall respectively be the prescribed officers for purposes of section 3."

3. Amendment of rule 4.—In rule 4 of the principal rules, the words "and Tahsildars" occurring in the heading and the words "and the Tahsildar" shall be omitted.

4. Substitution of new rule for rule 5.—For rule 5 of the principal rules, the following rule shall be substituted, namely:—

"**5. Procedure to be adopted by the Betterment Levy Officer.**—The statement along with a public notice required to be published under sub-section (3) of section 4 in the village chavadi and the taluk office shall be published by the Betterment Levy Officer in Form I. Copies of the statement shall also be published at such convenient places as the Betterment Levy Officer thinks fit in the locality where the lands are situated. The notice to be served under sub-section (4) of section 4 by the Betterment Levy Officer shall be in Form II".

5. Omission of rule 6.—Rule 6 of the principal rules shall be omitted.

6. Substitution of new rule for rule 7.—For rule 7 of the principal rules, the following rule shall be substituted, namely :—

"**7. Notice of Demand.**—The Betterment Levy Officer shall issue a notice of demand in Form III to the person liable to pay the contribution".

7. Amendment of rule 8.—In rule 8 of the principal rules, for the words "Basic contribution" occurring in the heading, the word "Contribution" shall be substituted and for the words "the basic contribution", the words "the contribution" shall be substituted.

8. Amendment of rule 9.—In rule 9 of the principal rules, for the words "basic contribution" the word "contribution" shall be substituted.

9. Amendment of rule 10.—In rule 10 of the principal rules.—

(*a*) in sub-rule (1), for the words "basic contribution", the word "contribution" shall be substituted;

(*b*) in sub-rule (2), in clause (4), for the words "basic contribution", the word "contribution" shall be substituted.

10. Substitution of new Forms for Forms I, II and III.—For Forms I, II and III appended to the principal rules, the following forms shall be substituted, namely:—

FORM I

Public Notice

(*See* Rule 5)

The landholders of lands under the irrigable command of the Irrigation work, namely * * specified in the statement annexed to this notice are hereby required to appear before the Betterment Levy Officer either personally or by Agent at * * * on * * * and to state (1) their objections, if any, to the inclusion of the lands in the statement as lands (a) under the irrigable command of the irrigation work, or (b) of any specified nature and extent of irrigability; and (2) in respect of payment of betterment contribution, the basis on which they claim that the amount of betterment contribution has to be computed. The statement shall be made in writing and signed by the party or his Agent.

** Here specify the name of the Irrigation work.

*** Here specify the place, time and date. The time to be specified in the notice should be earlier than one month from the date of publication of the Notice.

STATEMENT.

.....District.....Taluk.....Circle.....Village

Names of the Land-holders	Survey number or other particulars of the lands under the irrigable command of the irrigation work.	Extent of lands	Nature and extent of the irrigability of the lands	Remarks
1	2	3	4	5

Place.

Date.

Betterment Levy Officer.

FORM II.

NOTICE.

(*See* Rule 5).

To

.....

.....

WHEREAS you are the landholder of lands under the irrigable command of the irrigation work namely .....**.....specified in the statement annexed to this notice.

You are hereby required to appear before the Betterment Levy Officer either personally or by agent at .....***.....on.....***..... and to state (1) your objection, if any, to the inclusion of the lands in the statement as lands (a) under the irrigable command of the irrigation work or (b) of any specified nature and extent of irrigability and (2) in respect of payment of betterment contribution, the basis on which you claim that the amount of betterment contribution has to be computed. The statement shall be made in writing and signed by you or your agent.

** Here specify the name of the irrigation work.

*** Here specify the place and date and time.

STATEMENT

.....District.....Taluk..... Circle.....Village

Name of the land-holders	Survey number or other particulars of the lands under the irrigable command of the irrigation work	Extent of lands	Nature and extent of irrigability of the lands	Remarks
1	2	3	4	5

Place :

Date : Betterment Levy Officer.

FORM III

NOTICE OF DEMAND

(*See* Rule 7).

Shri.....

.....

Take notice that in respect of your land or lands particulars of which are given in the statement annexed to this notice, a contribution specified therein has been determined and you should pay the amount due in twenty annual instalments, the first instalment being payable before*** you have the option to pay the entire amount in two years from the date of service of this notice in which case you will be allowed a rebate of ten per cent.

***Here specify the date. The date must be a date before 30th of April of the year following the date of service of notice.

STATEMENT

Name of work	Classification of work	Village or villages in which the lands are situated	Class of land	Survey No. of land	Extent of land	Amount of contribution payable	Amount of contribution if any previously paid to Government.	Balance of contribution payable.	Amount of annual instalment	Remarks
1	2	3	4	5	6	7	8	9	10	11

Place :

Date :

Betterment Levy Officer.

[No. PWD 33 LBW 64 Part III.]

By Order and in the name of the Governor of Mysore,

488

M. CHANNAPPA, *Deputy Secy.*

Secretary to Govt.
PWD & Bn. Affrs

Printed by the Director of Printing, Sty. & Publications at the Govt. Press, B'lore

29-12-66

The Complete Karnataka Gazette Ordinances
in the Kannada version of the Gazette of Karnataka
2509 Secretary to Govt.

App. F. VI, G. 10

GOVERNMENT OF MYSORE

MYSORE GOVERNMENT SECRETARIAT

Amendments - Issues - to the Mysore Irrigation (Levy of betterment contribution) Rules 1964, -- publication of final rules.

G.O. No. **PWD 33 LBW 64 Part-III** DATED **3-3-1967**

May this be—

(i) printed ?	**Yes**
(ii) treated as a standing order ?	**--**
(iii) published in the Gazette, English Part ?	**Yes**
(iv) translated ?	**--**
(v) placed at the disposal of the press ?	**--**
(vi) published in the Gazette, Kannada Part ?	**--**

Memo No. PWD 33 LBW 64 Part-III Bangalore, dated 3-3-1967

Forwarded to the Compiler, Mysore Gazette, for favour of publication in the next issue of the Gazettee and for supply of 250 copies to this Secretariat.

4/3/67

O/C

(M.Channappa)
Deputy Secretary to Government,
P.W.D.(Irrigation)

GOVERNMENT OF MYSORE

Mysore Government Secretariat,
Vidhana Soudha,
No.PWD 33 LBW 64-Part III. Bangalore, Dated, 3rd March 1967.

NOTIFICATION

In exercise of the powers conferred by section 11 of the Mysore Irrigation (Levy of Betterment Contribution and Water Rate) Act, 1957, (Mysore Act No.28 of 1957), the Government of Mysore hereby makes the following Rules, the draft of the same having been published in Notification No. PWD 33 LBW 64 Part-III dated 19th December 1966, in the Mysore Gazette dated 22nd December 1966, as required by sub-section (1) of the said section, namely:-

1. Title:- These rules may be called the Mysore Irrigation (Levy Bf Betterment Contribution)(Amendment)Rules, 1967.

2. Substitution of new rule for rule 3:- In the Mysore Irrigation (Levy of Betterment Contribution) Rules, 1964. (hereinafter referred to as the principal rules), for rule 3, the following rule shall be substituted, namely:-

"3. Prescribed Officer:- In respect of lands under an irrigation work costing. -

(i) more than rupees fifteen lakhs, the Superintending Engineer of the Circle;

(ii) not more than rupees fifteen lakhs, the Executive Engineer of the Division in which the irrigation work is situated

shall respectively be the prescribed officers for purposes of section 3".

3. Amendment of rule 4:- In rule 4 of the principal rules, the words "and Tahsildars" occuring in the heading and the words "and the Tahsildar" shall be omitted.

4. Substitution of new rule for rule 5:- For rule 5 of the principal rules, the following rule shall be substituted, namely:-

"5. Procedure to be adopted by the Betterment Levy Officer:- The statement being with a public notice required to be published under sub-section (3) of section 4 in the village chavadi and the taluk office shall be published by the Betterment Levy Officer in Form-I. Copies of the statement shall also be published as such convenient places as the Betterment Levy Officer thinks fit in the locality where the lands are situated. The notice to be served

p.t.o.

under sub-section (4) of section 4 by the Betterment Levy Officer shall be in Form II".

5. Omission of rule 6:- Rule 6 of the principal rules shall be omitted.

6. Substitution of new rule for rule 7:- For rule 7 of the principal rules, the following rule shall be substituted, namely:-

"7. Notice of Demand:- The Betterment Levy Officer shall issue a notice of demand in Form III to the person liable to pay the contribution".

7. Amendment of rule 8:- In rule 8 of the principal rules, for the words "Basic contribution" occuring in the heading, the word "Contribution" shall be substituted and for the words "the basic contribution", the words "the contribution" shall be substituted.

8. Amendment of rule 9:- In rule 9 of the principal rules, for the words "basic contribution" the word "contribution" shall be substituted.

9. Amendment of rule 10:- In rule 10 of the principal rules:-

(a) in sub-rule (1), for the words "basic contribution", the word "Contribution" shall be substituted;

(b) in sub-rule (2), in clause (4), for the words "basic contribution", the word "contribution" shall be substituted.

10. Substitution of new Forms for Forms I, II and III.- For Forms I, II and III appended to the principal rules, the following forms shall be substituted, namely:-

FORM I

PUBLIC NOTICE

(See rule 5)

The landholders of lands under the irrigable command of the irrigation work, namely * * specified in the statement ~~xxxxx~~ annexed to this notice are hereby required to appear before the Betterment Levy Officer either personally or by Agent at * * * on * * * and to state (1) their objections, if any, to the inclusion of the lands in the statement as lands (a) under the irrigable command of the irrigation work, or (b) of any specified nature and extent of irrigability; and (2) in respect of payment of betterment contribution, the basis on which they claim that the amount of betterment contribution has to be computed. The statement shall be made in writing and signed by the party or his Agent.

(Contd...3

77

** Here specify the name of the Irrigation work.

*** Here specify the place, time and date. The time to be specified in the notice should be earlier than one month from the date of publication of the Notice.

STATEMENT

.....District.....Taluk.....Circle.....Village.

Name of the Land-holders.	Survey number or other particulars of the lands under the irrigable command of the irrigation work.	Extent of lands.	Nature and extent of the irriba-bility of the lands.	Remarks.
1.	2.	3.	4.	5.

Place,

Date. Betterment Levy Officer.

FORM II.

NOTICE

(See Rule 5).

To

.....

.....

WHEREAS you are the landholder of lands under the irrigation command of the irrigation work namely ..... ** .....* specified in the statement annexed to this notice.

You are hereby required to appear before the Betterment Levy Officer either personally or by agent at .....***..... on .....*** ..... and to state (1) your objection, if any, to the inclusion of the lands in the statement as lands (a) under the irrigable command of the irrigation work or (b) of any specified nature an extent of irrigability and (2) in respect of payment of betterment contribution, the basis on which you claim that the amount of betterment contribution has to be computed. The statement shall be made in writing and signed by you or your agent.

** Here specify the name of the irrigation work.
*** Here specify the place and date and time.

(Contd...4)

STATEMENT

.....District.....Taluk.....Circle.....Village

Name of the land-holder.	Survey number or other particulars of the lands under the irrigable command of the irrigation work.	Extent of lands.	Nature and extent of irrigability of the lands.	Remarks.
1.	2.	3.	4.	5.

Place:

Date:

Betterment Levy Officer.

FORM III

NOTICE OF DEMAND

(See rule 7).

Shri.....
.....

Take notice that in respect of your land or lands particulars of which are given in the statement annexed to this notice, a contribution specified therein has been determined and you should pay the amount due in twenty annual instalments, the first instalment being payable before *** you have the option to pay the entire amount in two years from the date of service of this notice in which case you will be allowed a rebate of ten per cent.

*** Here specify the date. The date must be a date before 30th of April of the year following the date of service of notice.

STATEMENT.

Name of work.	Classification of work.	Village or villages in which the lands are situated	Class of land.	Survey No. of land	Extent of land.	Amount of contribution payable	Amount of contribution if any previously paid to Government.	Balance of contribution payable.	Amount of annual instalment.	Remarks.
1.	2.	3.	4.	5.	6.	7.	8.	9.	10.	11.

Place.
Date.

BETTERMENT LEVY OFFICER.

~~(No.PWD 33 IBW 64 Part III)~~

BY ORDER AND IN THE NAME OF THE GOVERNOR OF MYSORE

(M. Channappa)
Deputy Secretary to Government, P.W.D. (Irrigation).

To The Compiler, Mysore Gazette for publication in the next issue of the Gazette and for supply of 250 of the Notification to this Secretariat.

Government of Mysore

NO.PWD 33 LBW 64-Part III.

Mysore Government Secretariat
"Vidhana Soudha"
Bangalore, Dated 3rd March, '67

N_o_t_i_f_i_c_a_t_i_o_n

In exercise of the powers conferred by section 11 of the Mysore Irrigation (Levy of Betterment Contribution and Water Rate) Act, 1957, (Mysore Act No.28 of 1957), the Government of Mysore hereby makes the following Rules, the draft of the same having been published in Notification No.PWD 33 LBW 64 Part-III, dated 19th December, 1966, in the Mysore Gazette dated 22nd December, 1966, as required by sub-section (1) of the said section, namely.-

1. Title.- These rules may be called the Mysore Irrigation (Levy of Betterment Contribution) (Amendment) Rules, 1967.

2. Substitution of new rule for rule 3.- In the Mysore Irrigation (Levy of Betterment Contribution) Rules, 1964. (hereinafter referred to as the principal rules), for rule 3, the following rule shall be substituted, namely.-

"3. Prescribed Officer.- In respect of lands under an irrigation work costing.-

i) more than rupees fifteen lakhs, the Superintending Engineer of the Circle;

ii) not more than rupees fifteen lakhs, the Executive Engineer of the Division in which the irrigation work is situated;

shall respectively be the prescribed officers for purposes of section 3.

3. Amendment of rule 4.- In rule 4 of the principal rules, the words "and Tahsildars" occurring in the heading and the words 'and the Tahsildar" shall be omitted.

4. Substitution of new rule for rule 5.- For rule 5 of the principal rules, the following rule shall be substituted, namely.-

"5. Procedure to be adopted by the Betterment Levy Officer.- The Statement along with a public notice required to be published under sub-section (3) of section 4 in the village chavadi and the taluk office shall be published by the Betterment Levy Officer in Form I. Copies of the statement shall also be published at such convenient places as the Betterment Levy Officer thinks fit in the locality where the lands are situtated. The notice to be served under sub-section (4) of section 4 by the Betterment Levy Officer shall be in Form II"

5. Omission of rule 6.- Rule 6 of the principal rules shall be omitted.-

6. Substitution of new rule for rule 7.- For rule 7 of the principal rules, the following rule shall be substituted, namely.- "7. Notice of Demand.- The Betterment Levy Officer shall issue a notice of demand in Form III to the person liable to pay the contribution".

7. Amendment of rule 8.- In rule 8 of the principal rules, for the words 'Basic contribution' occurring in the heading, the word "Contribution" shall be substituted and for the words "the basic contribution", the words "the contribution" shall be substituted.

.....2.

8.Amendment of rule 9.- In rule 9 of the principal rules, for the words "basic contribution" the word "contribution" shall be substituted.

9. Amendment of rule 10.- In rule 10 of the principal rules.-

a) in sub-rule (1), for the words "basic contribution", the word "contribution" shall be substituted;

b) in sub-rule (2) in clause (4), for the words "basic contribution", the words "contribution" shall be substituted.

10. Substitution of new Forms for Forms I, II and III.- For Forms I, II and III appended to the principal rules, the following forms shall be substituted, namely.-

FORM I

Public Notice

(See rule 5.)

The landholders of lands under the irrigable command of the Irrigation work, namely ** specified in the statement annexed to this notice are hereby required to appear before the Betterment Levy Officer either personally or by Agent at *** on *** and to state (1) their objections, if any, to the inclusion of the lands in the statement as lands (a) under the irrigable command of the irrigation work, or (b) of any specified nature and extent of irrigability; and (2) in respect of payment of betterment contribution, the basis on which they claim that the amount of betterment contribution has to be computed The statement shall be made in writing and signed by the party or his Agent.

** Here specify the name of the Irrigation work.
*** Here specify the place, time and date. The time to be specified in the notice should be earlier than one month from the date of publication of the Notice.

STATEMENT

. . . . . District. . . . . .Taluk. . . . . Circle. . . Village

Name of the Land Holders	Survey number or other particulars of the lands under the irrigable command of the irrigation work.	Extent of lands.	Nature and extent of the irrigability of the lands.	Remarks.
1	2	3	4	5

Place.
Date.

Betterment Levy Officer.

FORM II

Notice

(See Rule 5)

To

. . . . . .
. . . . . .

WHEREAS you are the landholder of lands under the Irrigable command of the irrigation work namely _____**_____specified

...2.

in the statement annexed to this notice.

You are hereby required to appear before the Betterment Levy Officer either personally or by agent at _____***_____on_____ ***_____and to state(1) your objection, if any, to the inclusion of the lands in the statement as lands (a) under the irrigable command of the irrigation works or (b) of any specified nature and extent of irrigability and (2) in respect of payment of betterment contribution, the basis on which you claim that the amount of betterment contribution has to be computed. The statement shall be made in writing and signed by you or your agent.

** Here specify the name of the irrigation work.
*** Here specify the place and date and time.

STATEMENT

.....District.....Taluk.....Circle.....Village

Name of the land-holder.	Survey number or other particulars of the lands under the irrigable command of the irrigation work.	Extent of lands	Nature and extent of irrigability of the lands.	Remarks
1	2	3	4	5

Place.
Date.

Betterment Levy Officer.

Form III

Notice of Demand
(See rule 7)

Shri. . . . . .
. . . . . .

Take notice that in respect of your land or lands particulars of which are given in the statement annexed to this notice, a contribution specified therein has been determined and you should pay the amount due in twenty annual instalments, the first instalment being payable before *** you have the option to pay the entire amount in two years from the date of service of this notice in which case you will be allowed a rebate of ten per cent.

*** Here specify the date. The date must be a date before 30th of April of the year following the date of service of notice.

STATEMENT

1. Name of work	2. Classification of work	3. Village or villages in which the lands are situated	4. Class of land	5. Survey No. of land	6. Extent of land	7. Amount of contribution payable	8. Amount of contribution if any previously paid to Government.	9. Balance of contribution payable	10. Amount of annual instalment	11. Remarks

---

Place.
Date.

Betterment Levy Officer.

.....4

By Order and in the name of the
Governor of Mysore,

(M.CHANNAPPA)
Deputy Secretary to Government
Public & Works & Electricity Department.

To

The Compiler, Mysore gazette for publication in th next issue of the Gazette and for supply of 250 of the notification to this Secretariat.

Copy to.-

All the Divisional Commissioners,
All the ChiefEngineers (Irrigations zones),
All the Superintending Engineers (Irrigation Circle),
All the Executive Engineers (Irrigation Side),
All theDeputy Commissioners,
Revenue Department,
Weekly Gazette,
S.G.File.

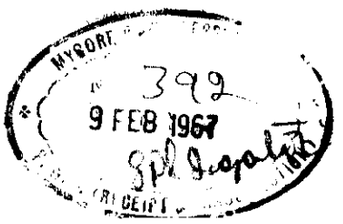
Section Officer
7/3/67

Chand;

83

No.IRR/CTR/66-67/A3. 1083
To,

Office of the
Executive Engineer, Sirsi Dn.,
Sirsi.



7 FEB 1967

The Secretary,
Public Works & Electricity Department,
Vidhana Soudha, Bangalore.

Sub:-The Mysore Irrigation(Levy of Betterment Contribution)amendment Rules 1967.

Ref:-Notification No.PWD/33/LBW/64-Part III dated 19-12-1966.

Sir,

With reference to the drft rules as comtemplated in the above cited notification, I have to state that there are no objection and suggestion to be offered, in the matter.

Yours faithfully,
Executive Engineer,
Sirsi Division, Sirsi.

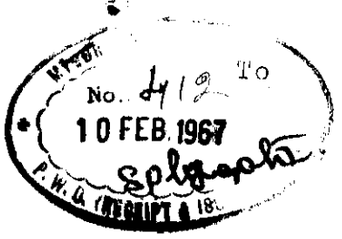
Govekar.
3-2-67.

The main file has been referred to L.I. on 30.1.'67.

10/2/67

No.IRR/CBC5/ 12138

84



Office of the
Superintending Engineer,B.C.,
Belgaum:

8 FEB 1967

To

The Secretary to the Govt.of Mysore,
P.W.& Electricity Department,
Vidhana Soudha,Bangalore 1

Subject:- Draft rules to amend the Mysore Irrigation (Levy of Betterment contribution rules 1966).

Reference:- G.O.No.PWD 33 LBW 64 Part III dated 19-12-1966.

Sir,

I have no comments to offer on the draft amendment to the Mysore Irrigation (Levy of Betterment contribution) rules 1966.

O. C. Approved by S. E.

Yours faithfully,

for Superintending Engineer,B.C.

CBK.6.2.

Intov

This will be put up after receipt of the main file which has been referred to L.D. on 30.1.'67 for scrutiny of the draft rules.

13/2/67

85

No.GB/IRR.SR.348.

Office of the,
Divisional Commissioner,
Belga-um, 30 /1/1967.

To

The Secretary to Government,
Public Works Department,
Bangalore.

MYSORE SECRETARIAT
No 435
2 FEB 1967
P.W.D. (RECEIPT & ISSUE)

Sir,

Subject:- The Mysore Irrigation (Levy of Betterment Contribution) Rules 1964 amendment to.

A copy of letter No.33/IRR.SR.110 dated 16-12-1966 received from the Deputy Commissioner, Bijapur is enclosed. In Government Notification No.PWD.33.LBW.64 Part.III dated 28/29-10-66 Govt.have published the draft ammendment to the Mysore Irrigation (Levy of Betterment contribution) Rules 1964 calling for objections and suggestions if any to the draft rules. The Deputy Commissioner in the above letter, has stated that, the rule 7 of the Mysore Irrigation (Levy of Betterment Contribution) Rules 1964 consists of 2 Sub-rules Viz.-Sub-rule (1) refers to the service of demand notice and sub-rule (2) regarding manner of service of such notices. It appears from draft ammendment Rules 1960, the entire rule No.7 i.e. sub-Rule 1 and Sub-Rule 2 has been proposed to be substituted by a new rule No.7 without any sub-rules. But this does not seem to be the intention. In sub-rule 2 of rule No.11 of the principal rules it is stated that 'a copy of the notice shall also be served in the manner specified in Sub-Rule No.2 of rule No.7". No ammendment is however proposed to this rule 11. It appears that the proposed amendment Rule is an amendment to old Rule 7(1) only and not to Rule 7(2). It may therefore kindly be examined whether the proposed ammendment to rule No.7 is in respect of sub-rule(1) only and that sub-rule (2) of Rule No.7 will remain unaltered and necessary changes made in the draft.

PWD (Irrn) 33 3.2.67

Yours faithfully,

(A.M.Patil.)
for Divisional Commissioner,
Belgaum.

O.C.Signed by Commissioner.

R-Nec

LD m 30/1/67

RK/28-1.

Subject -

This will be put up after receipt of the main file No PWD 33 PWD 64 - Part III which has been referred to L.D. on 30.1.'67.

7/2/67.

Copy of the Dy.Commr.Bijapur&s letter No.BB.IRP.SR.110 dated 16-12-1966 addressed to the Divisional Commissioner,Belgaum.

.....

Subject:- The Mysore Irrigation (Levy of Betterment Contribution) Rules, 1964.

Reference:- Your letter No.GB/IRP.712 dt. 22-11-1966.

With reference to your letter quoted above, I have to report that the Betterment Levy Officer G.P.A.Belgaum was againxx consulted. He has no remarks to offer on the draft rules published under Govt.Notification No.PWD. 33.LBE.64, dated 29-10-1966. However, I have to make the follpwing suggestion in the matter.

2. The rule No.7 of the original rules viz. the Mysore Irrigation (Levy of Betterment contribution Rules 1964) consists of 2 sub-rules viz.sub-rule(1) and (2). The entire rule No.7 is proposed to be substituted by a new rule No.7 which has no sub-rules at all# and which simply refers to the service of demand notice. But in Sub-rule-2 of rule No.11 of the original rules. It is stated that a copy of the notice shall also be served in the manner specified in Sub-rule (2) of rule-7. But the proposed rule No.7 will have no sub-rule at all. Moreover, no amendments have been proposed to rule No.11. In view of these circumstances, it is presumed that the proposed amendment to rule No.7 is in respect of Sub-rule (1) only and not in respect of Sub-rule (2) and that Sub-rule (2) will remain un-altered in the amended rule No.7. My presumption may please be confirmed and necessary changes may be proposed to Government in the matter.

,PK/28-1. / copy/

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CORRIGENDUM

For the words viz. " for rule 7" occuring in Rule6 of the Mysore Irrigation(Levy of Betterment Contribution) (Amendment) Rules, 1967 - published in the gazette dated 9-3-1967 (page 663 - as GSR 124) please read as " for rule 7(1)"of the Principal Rules.

Copy enclosed.

By Order and in the name of Governer of Mysore.

6/8/67

(M. CHANNAPPA)
Deputy Secretary to Govt.,
P.W.D. (Irrigation)

To. The compliar, Mysore Gazettee for publication in the next issue of the gazette.

Copy to.

Belgaum Dn.

1) The Divisional Commissioners (Divisional Commissioner, Belgaum with reference to his letter No. GB / I.I.Bl. 348 dated 30-1-67)
2) The Chief Engineers (Irrigation Zones)
3) The Super-intending Engineers (Irrigation Circles)
4) The Executive Engineers (Irrigation Side)
5) All the Deputy Commissioners.
6) Weekly Gazettee.

PUBLIC WORKS SECRETARIAT.

NOTIFICATION.

Bangalore, dated 3rd March 1967.

G. S. R. 135.—In exercise of the powers conferred by Section 11 of the Mysore Irrigation (Levy of Betterment Contribution and Water Rate) Act, 1957 (Mysore Act No. 28 of 1957), the Government of Mysore hereby makes the following Rules, the draft of the same having been published in Notification No. PWD 33 LBW 64, Part-III, dated 19th December 1966, in the *Mysore Gazette*, dated 22nd December 1966, as required by sub-section (1) of the said section, namely,—

1. Title.—These rules may be called the Mysore Irrigation (Levy of Betterment Contribution) (Amendment) Rules, 1967.

2. Substitution of new rule for rule 3.—In the Mysore Irrigation (Levy of Betterment Contribution) Rules, 1964 (hereinafter referred to as the principal rules), for rule 3, the following rule shall be substituted, namely,—

"**3. Prescribed Officer.**—In respect of lands under an irrigation work costing—

(i) more than rupees fifteen lakhs, the Superintending Engineer of the Circle;

(ii) not more than rupees fifteen lakhs, the Executive Engineer of the Division in which the irrigation work is situated;

shall respectively be the prescribed officers for purposes of section 3."

3. Amendment of rule 4.—In rule 4 of the principal rules the words "and Tahsildars" occurring in the heading and the words "and the Tahsildar" shall be omitted.

4. Substitution of new rule for rule 5.—For rule 5 of the principal rules, the following rule shall be substituted namely,—

"**5. Procedure to be adopted by the Betterment Levy Officer.**—The statement along with a public notice required to be published under sub-section (3) of section 4 in the village chavadi and the taluk office shall be published by the Betterment Levy Officer in Form I Copies of the statement shall also be published at such convenient places as the Bette ment Levy Officer thinks fit in the locality where the lands are situated. The notice to be served under sub-section (4) of section 4 by the Betterment Levy Officer shall be in Form II.".

5. Omission of rule 6.—Rule 6 of the principal rules shall be omitted.

6. Substitution of new rule for rule 7.—For rule 7 of the principal rules, the following rule shall be substituted, namely,—

"**7 Notice of Demand.**—The Betterment Levy Officer shall issue a notice of demand in Form III to the person liable to pay the contribution."

7. Amendment of rule 8.—In rule 8 of the principla rules, for the words 'Basic contribution' occurring in the heading, the word "Contribution" shall be substituted and for the words "the basic contribution", the words "the contribution" shall be substituted.

8. Amendment of rule 9.—In rule 9 of the principal rules, for the words "basic contribution", the word "contribution" shall be substituted

9. Amendment of rule 10.—In rule 10 of the principal rules,—

(*a*) in sub-rule (1), for the words "basic contribution", the word "contribution" shall be substituted;

(*b*) in-sub-rule (2) in clause (4), for the words "basic contribution", the word "contribution" shall be substituted.

10. Substitution of new Forms for Forms I, II and III. For Forms I, II and III appended to the principal rules, the following forms shall be substituted, namely,—

FORM I

Public Notice

(*See* rule 5.)

The landholders of lands under the irrigable command of the Irrigation work, namely ** specified in the statement annexed to this notice are hereby required to appear before the Betterment Levy Officer either personally or by Agent at *** on *** and to state (1) their objections, if any, to the inclusion of the lands in the statement as lands (a) under the irrigable command of the irrigation work, or (b) of any specified nature and extent of irrigability; and (2) in respect of payment of betterment contribution, the basis on which they claim that the amount of betterment contribution has to be computed. The statement shall be made in writing and signed by the party or his Agent.

** Here specify the name of the Irrigation work.

*** Here specify the place, time and date. The time to be specified in the notice should be earlier than one month from the date of publication of the Notice.

STATEMENT

.....District,.....Taluk,.....Circle,.....Village.

Name of the Land Holders	Survey number or other particulars of the lands under the irrigable command of the irrigation work.	Extent of lands	Nature and extent of the irrigability of the lands.	Remarks.
1	2	3	4	5

Place:

Date:

Betterment Levy Officer.

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FORM II

Notice

(*See* Rule 5)

To

.....

.....

WHEREAS you are the landholder of lands under the Irrigable command of the irrigation work namely——————**——————specified in the statement annexed to this notice.

You are hereby required to appear before the Betterment Levy Officer either personally or by agent at *** on *** and to state (1) your objection, if any, to the inclusion of the lands in the statement as lands (a) under the irrigable command of the irrigation works or (b) of any specified nature and extent of irrigability and (2) in respect of payment of betterment contribution, the basis on which you claim that the amount of betterment contribution has to be computed The statement shall be made in writing and signed by you or your agent.

**Here specify the name of the irrigation work.

*** Here specify the place and date and time.

STATEMENT

.....District.....Taluk.....Circle.....Village

Name of the land holder.	Survey number or other particulars of the lands under the irrigable command of the irrigation work.	Extent of lands	Nature and extent of irrigability of the lands.	Remarks
1	2	3	4	5

Place.

Date.

Betterment Levy Officer.

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FORM II

Notice of Demand

(See rule 7)

Shri.....

.....

Take notice that in respect of your land or lands particulars of which are given in the statement annexed to this notice, a contribution specified therein has been determined and you should pay the amount due in twenty annual instalments, the first instalment being payable before *** You have the option to pay the entire amount in two years from the date of service of this notice in which case you will be allowed a rebate of ten per cent.

*** Here specify the date. The date must be a date befor 30th of April of the year following the date of service of notice.

STATEMENT

Name of work	Classification of work	Village or villages in which the lands are situated	Class of land	Survey No. of land	Extent of land	Amount of contribution payable	Amount of contribution if any previously paid to Government.	Balance of contribution payable	Amount of annual instalment	Remarks
1	2	3	4	5	6	7	8	9	10	11

Place.

Date,

Betterment Levy Officer.

No. PWD 33 LBW 64 Part III.]

By Order and in the name of the Governor of Mysore,

M. CHANNAPPA, *Deputy Secy.*

Printed by the Director of Printing, Sty. & Publications at the Govt. Press, B'lore.

20-3-67

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GOVERNMENT OF MYSORE.

NO.PWD 33 LBW 64-Part.III. Mysore Government Secretariat,
'Vidhana Soudha'
Bangalore, dated 20th May, 1967.

C_O_R_R_I_G_E_N_D_U_M.

For the words viz,"for rule 7" occuring in Rule 6 of the Mysore Irrigation(Levy of Betterment Contribution) (Amendment) Rules 1967 - Published in the gazette dated 9-3-1967 (page 663- as GSR 124) please read as "for rule 7(1)" of the Principal Rules.

By Order and in the name of the
Governor of Mysore.

M Channappa 20/5/67
(M.Channappa)
Deputy Secretary to Government,
Public Works Department(Irrn).

Copy The Compilor, Mysore Gazette, for publication in the next issue of the gazette.

Copy to:-

1. The Divisional Commissioners(Divisional Commissioners Belgaum Division with reference to his letter No.GB/IRR.SR.348 dated 30-1-1967).
2. The Chief Engineers(Irrigation Zones)
3. The Superintending Engineers(Irrigation Circles)
4. The Executive Engineers(Irrigation Side)
5. All the Deputy Commissioners.
6. Weekly Gazette.

Issued 23/5/67

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